

✿ All the statutes of the Stannary.

1562.



Here foloweth the Confirmation of the Charter, percepyng to all the Tynners within the countie of Deuonshyre, with their Statutes also made at Crockerentozre by the hole assent and concent of all the saide Tynners, In the yere of the raigne of our soueraine Lozde kynge Henry the eyghte. The. ii. yere.



Enry by the grace of god kynge of England and fraunce, lord of Irelande, To al and singuler to whom these present letters shall come gretyng. We vnderstand by the letters patentes of the late soueraine lord Edward the fourth kynge of England, a confirmation was made by

these wordes.

Edward by the grace of god kynge of Englande, and fraunce, lord of Irelande, To all to whom these presentes shall come greting. we vnderstande by these letters patentes of the soueraine lord Edward the third, late kinge of Englande our progenitour made in these wordes.

Edward by the grace of god king of Englande and fraunce, lord of Irelande, To all to whom these present letters shall come gretyng. We vnderstand by our letter late caused to be made vnder our seale at our retournyng into Englande by these wordes.

Edward by the grace of god kynge of England lord of Ireland and Duke of Aquitaine. To al archbishops, bishops, abbots, priours, erles, barons, Justices, Shyrfes, gouernours, and mynisters, and to all bayliffes, and other his faithfull gretinge. We vnderstande by a writinge confirmed, whiche lord Edward late kynge of Englande our father caused to be made to the tynworkers of the countie of Devonshyre, in these wordes.

Edward by the grace of god kynge of Englande and fraunce, lord of Irelande and Duke of Aquitaine, to al archebischoppes, byschops, abbottes, priours, Erles, barons, iustices, shyrfes, gouernours, ministers, and to all bayliffes and other his faithfull gretinge. Wee vnder-

The confirmation of the Charter.

Understande by wytynges, whiche the lord Edward of noble memory, sometime kynge of England our father, made to the Tynwozkers of the county of Deuonshire, in these wordes.

Edward by the grace of god kynge of England, lord of Irelande, and Duke of Aquitaine. To all archebyschoppes, byschops, abbottes, prioures, ccles, barons, iustices, gouernours, ministers, and to all bailifes and other his faithfull, gretynge.

Of the Charter.



Sciat nos ad emendationem Stannariorū nostrorum in Corn. Deuon, et ad tranquillitatem, et vtilitatem Stannatorū nostrorum eorundem concessisse pro nobis et heredibus nostris qd omnes Stannatores predicti operantes in Stannariis illis que sunt dominica nostra dū operantur in eisdem Stannariis sint liberi et quieti de placitis natiuorum et de omnibus placitis et querelis curiam nostrā et heredum nostrorū qualitercumq; tangentibus: Ita quod non respondeāt coram aliquibus iusticiariis vel ministris nostris seu heredum nostrorū de aliquo placito seu querela infra predicta Stannaria emargente, nisi coram custodē nostro Stannariorum nostrorū predictorum qui pro tempore fuerit exceptis placitis terre & vite et membrorū nec recedant ab operationibus suis per summonicionē alicuius ministrozū nostrorum seu heredum nostrorum nisi per summonicionem dicti custodis nostri. Et qd quieti sint de omnibus tallagijs thelonijs stallagijs auxilijs et alijs custu-

The confirmation

mis quibuscumq; in villis portubus feriis et marcatis
infra Com̃ predictum, de bonis suis propriis. Conces-
sim⁹ etiā eisdem Stannatoribus q; fodere possint stannū &
turbas ad stannū fodendū ubiq; in terris moris et va-
stis nostris et aliorū quozūcumq; in Com̃ predicto, et
aquas & cursus aquarum ad operationes Stannariorū
predictorū diuertere, ubi et quociēs opus fuerit et eme-
re buscā ad futurā Stāni sicut antiquitus fieri cōsue-
uit sine impedimento nostri vel heredum nostrorum.
Episcopum abbatum priorum comitum baronū et alio-
rum quozūcumq;, et q; custos noster predictus vel
eius locum tenens teneat omnia placita inter Stanna-
tores predictos emergentia et etiam inter ipsos & alios
forinsecos de omnibus transgressionibus querelis et cō-
tractibus factis in locis in quibus operantur infra stan-
naria predicta similiter emergentia et q; idem custos
habeat plenam potestatem Stannatoribus predictis,
& aliis forinsecis in huiusmodi placitis iusticiandi, et
iustitiam faciendi prout iustum et hactenus in stanna-
riis illis fuerit vsitatum. Et si qui Stannatorum pre-
dictorum in aliquo de liquerint per quod incarcerari de-
beant per custodem predictū arestantur et in pr̃sona no-
stra de Lidforde et non alibi custodiantur & detineātur
quousq; secundū legem et consuetudinem regni nostri de-
liberentur. Et si aliqui Stannatorū predictorū super
aliquo facto infra Com̃ predictum, non tangente stan-
naria predicta, se posuerint in inquisitionem patrie, una
medietas iuratorum inquisitionis huiusmodi, sit de Stā-
natoribus predictis & alia medietas de forinsecis. Et
de facto totaliter tangente Stannaria predicta, fiant
inquisitiones sicut hactenus fieri consueuerūt et si quis
eorundem Stannatorū fugitiuus fuerit vel vtlagatus
vel aliquod delictū fecerit pro quo catalla sua amittere
debet.

Deb3. catalla illa per custodem predictum et cozonato-
rem nostrū Com̄ predicti appzeiētur, & per ipsos p̄xi-
mis villatis liberentur ad repondendum inde nobis et
heredibus nostris corā iusticiariis itenerātibus in com̄
predicto, Volumus insuper et firmiter p̄cipimus q̄ to-
tum Stannum tam album q̄ nigrum vbicumque inuē-
tum et operatū fuerit in Comitatu predicto ponderetur
apud Cauistocke Asperton vel Chaggfōrde per pōdera
nostra ad hoc ordinata & signata sub forissactura stan-
ni predicti et quod totum illud Stannum coignetur in
eisdem villis singulis annis coram custode predicto an-
te diē sancti Michaelis in mense septemb̄is sub forū cō-
cessim⁹ etiā p̄o nobis et heredibus nostris quod omnes
stānatores nostri predicti totū stannū suū sic pōderatu
licite vendere possint cuicumque voluerint in villis p̄e-
dictis faciendo nobis et heredibus nostris coignagium,
et alias consuetudines debitas & vsitatas nisi nos et he-
redes nostri Stannum illud emere voluerimus. Qua-
re volumus et firmiter p̄cipimus p̄o nobis et heredi-
bus nostris q̄ Stannatores nostri predicti habeāt om-
nes libertates & liberas cōsuetudines et quietancias su-
p̄ascriptas et q̄ eis sine occasiōe vel impedimēto nostri
vel heredū nostrorū Iusticiariozū. Escaetozū vicecomi-
tū aut aliozū balliuozū seu ministrozū nostrorū quozū-
cūq; rationabiliter gaudeāt et vtantur in forma predicta
hīs testibus venerabilib⁹ patribus W. Coucū et Rich-
felden. S. Sarū et J. Karlion Ep̄eis Hērico de lacer
Comite Lincolū Radul de mōte Hermeri Comite Glo-
cester et Herfōrd, Humfred de Bohun Comite Herfōrd
et esser adomaro de balencia. Hugone le despēser. Johē
de Hastings et aliis. Datum per manū nostram apud
Westmonasterium decimo diē Aprīl, Anno regni nostri
tricesimo tertio. Nos autē cōcessiones predictas ratas

The confirmation

& gratas habētes, easdē pꝛo nobis et heredibus nostris quantum in nobis est concedimus et confirmamus, sicut carta pꝛedicta rationabiliter testatur, hiis testibus venerabilibus. W. Archiepiscopo Eborū Anglie pꝛimate. W. Wigorū episco. Cācellario nostro, Gilberto de clare comite Glocestrie & Herefordie, Johāne de Warenna comite Surre, Roberto de Clifforde Pagano Tibetoti, Roberto filio pagani senescallo hospicii nostri et aliis. Datū per manū nostrā apud Eborū quarto decimo die Augusti, anno regni nostri quarto. Nos autē concessiones pꝛedictas ratas et gratas habētes easdē pꝛ nobis et heredibus nostris quātum in nobis est pꝛedictis stannatoribus concedimus et cōfirmamꝰ sicut carta nostra pꝛdicta rationabiliter testat. Propterea volentes eisde stannatoribus gratiam facere vberioꝛem in hac parte cōcedimus eis pꝛo nobis et heredibus nostris quod ipsi dū operantur in Stannariis illis quieti sint de murgis stallagiis taxationibꝫ et contributionibus quibuscūque de pꝛopꝛiis bonis suis in Com. pꝛedicto hiis testibus venerabilibus patribꝫ. W. Archiepiscopo Eborum Anglie pꝛimate. J. Elien episcopo Cancellario nostro, H. Lincoln epis. Thesaurario nostro. Thoma Comite Norfolk, et Marescallo Anglie Auunclo nostro car. Johanne de Warenna comite Surre. et Thoma Wake, Johanne de Boos. Senescallo hospitii nostri & aliis, Datum per manum nostrum apud Stanhope sexto die Augusti. Anno regni nostri Primo.

¶ Nos autem tenore Carte nostre sub sigillo quo nunc utimur in Anglia tenore pꝛesentiū duximus exemplificandum. In cuius rei testimoniū has litteras nostras fieri fecimus patētes, Teste me ipso apud Langle duodecimo die Nouēbris, anno regni nostri Anglie decimo septimo regni vero nostri Frauncie quarto. Nos autē litteras

litteras predictas ac omnia et singula in eisdem cōtenta
rata et grata habētes, easdē p nobis et heredibz nostris
quātum in nobis est acceptamus et approbamus ac nūc
Stannatoribus Stannariorū predictorū et eorum suc-
cessoribz ratificamus et confirmamus pout littere pre-
dicte rationabiliter testātur. In cuius rei testimonium
has litteras nostras fieri fecimus patentes. Teste me
ipso apud Westmonasteriū vicesimo septimo die Nouē.
anno regni nostri primo. ¶ Nos autē cartas et litteras
predictas ac omnia et singula in eisdem cōtēta rata et
grata habentes, easdem pro nobis et heredibus nostris
quātū in nobis est acceptam⁹ et approbam⁹ ac dilectis
nobis nunc Stannatoribus Stannariorū predictorū
et eorum successoribus tenore presentiū ratificamus et
confirmamus pout carte et littere supradicte rationa-
biliter testantur, In cuius rei testimoniū has litteras
nostras fieri fecimus patētes. Teste me ipso apud West-
monasteriū duodecimo die Febuarii. Anno regni nostri
Tercio.

¶ Pro quatuor marcis solut in Hanaperio.

DEuon. Magna Curia domini regis Ducatus sui Cornu-
bie tenta apud Crockerentorre in comitatu Deuon. co-
ram Thoma Deneys armigero, locum tenente Henrici Mere-
ney militis Custod. Stannarie domini regis in Comitatu De-
uonle Vicesimo quarto die mensis Septembris, Anno regni
Regis Henrici octavi Secundo.

The confirmation

& gratas habētes, easdē p̄o nobis et heredibus nostris quantum in nobis est concedimus et confirmamus, sicut carta p̄dicta rationabiliter testatur, hiis testibus venerabilibus. W. Archiepiscopo Eborū Anglie p̄imate. W. Wigorū episcopo. Cācellario nostro, Gilberto de clare comite Glocestrie & Herefordie, Johāne de Warenna comite Surre, Roberto de Clifforde Bagano Tibetoti, Roberto filio pagani senescallo hospicii nostri et aliis. Datū per manū nostrā apud Eborū quarto decimo die Augusti, anno regni nostri quarto. Nos autē concessiones p̄dictas ratas et gratas habētes easdē p̄ nobis et heredibus nostris quātum in nobis est p̄dictis stannatoribus concedimus et cōfirmam⁹ sicut carta nostra p̄dicta rationabiliter testat. Propterea volentes eisde stannatoribus gratiam facere vberiozem in hac parte cōcedimus eis p̄o nobis et heredibus nostris quod ipsi dū operantur in Stannariis illis quieti sint de murgis stallagiis taxationibz et contributionibus quibuscūque de propriis bonis suis in Com. p̄dicto hiis testibus venerabilibus patribz. W. Archiepiscopo Eborum Anglie p̄imate. J. Elen episcopo Cancellario nostro, H. Lincoln episcopo. Thesaurario nostro. Thoma Comite Norfolk, et Marescallo Anglie Auunclo nostro car. Johanne de Warenna comite Surre. et Thoma Wake, Johanne de Boos. Senescallo hospitii nostri & aliis, Datum per manum nostrum apud Stanhope sexto die Augusti. Anno regni nostri Primo.

¶ Nos autem tenore Carte nostre sub sigillo quo nunc utimur in Anglia tenore presentium duximus exemplificandum. In cuius rei testimonium has litteras nostras fieri fecimus patētes, Teste me ipso apud Langle duodecimo die Nouēbris, anno regni nostri Anglie decimo septimo regni vero nostri Frauncie quarto. Nos autē litteras

litteras predictas ac omnia et singula in eisdem contenta rata et grata habentes, easdē p nobis et heredibz nostris quātum in nobis est acceptamus et approbamus ac nūc Stannatoribus Stannariorū predictorū et eorum successoribz ratificamus et confirmamus pout littere predictae rationabiliter testātur. In cuius rei testimonium has litteras nostras fieri fecimus patentes. Teste me ipso apud Westmonasteriū vicesimo septimo die Nouē. anno regni nostri primo. ¶ Nos autē cartas et litteras predictas ac omnia et singula in eisdem contēta rata et grata habentes, easdem pro nobis et heredibus nostris quātū in nobis est acceptam⁹ et approbam⁹ ac dilectis nobis nunc Stannatoribus Stannariorū predictorū et eorum successoribus tenore presentīū ratificamus et confirmamus pout carte et littere supradicte rationabiliter testantur, In cuius rei testimonīū has litteras nostras fieri fecimus patētes. Teste me ipso apud Westmonasteriū duodecimo die Februarii. Anno regni nostri Tercio.

¶ Pro quatuor marcis solut in Hanaperio.

DEuon. Magna Curia domini regis Ducatus sui Cornubie tenta apud Crockerentorre in comitatu Deuon. coram Thoma Deneys armigero, locum tenente Henrici Merney militis Custod, Stannarie domini regis in Comitatu Deuonle Vicesimo quarto die mensis Septembris, Anno regni Regis Henrici octavi Secundo.

The names of the Jurates.

**xviii. Jurats in the stana-
rie court of Chaggesforde.**

John Wolcot of chudleghe

John Brabon

Thomas Staplehyll

Wylliam Ryle

John Wyddon

Robert Forforde

Robert Wanell

Wylliam Furselande

Robert Winderpate

Rycharde Wrat

John Rucombe. Junr,

Wylliam Roseworthe

Thomas Wyller

Wylliam Caseleghe

Wylliam Furse

Wylliam Denbolde

Alexander Wikes

Thomas Batehyll

Thomas Tomlyn

John Apsthe

Rycharde Crote

Wylliam Howze

Galfridus Loskey

John Smyth corser

**xviii. Jurats of the stana-
rie court of Apsberton.**

Rycharde Hamlyn

John Wele

John Bonpcombe

John Maddocke

Wylliam Wyller

John Baron

Wylliam Kyng of Hole

John Eyze

Rychard Langworth

Thomas Mathue

John Certe of Breston

Rychard Forforde

Rycharde Baker

John Wydecombe

Rychard Harte

Wylliam Wydecombe

John Clyffe

Wylliam Edward

John Saunder

Thomas Gaucroche

Archell Sperkewyll

John Baker

Robert Tomlyn

Wylliam Berde.

**xviii. Jurats of the stana-
rie court of Plymton.**

Wylliam at Hele.

Wylliam Bede

John Beare

Archolas Brugge

Robert Batyn

Archolas Combe

John Bede

Water Adam

Wylliam Odymer

B

John

The names of the Jurates.

John Beake at Hele
 Wyllyam Cyllam
 Wyllyam Forde
 Wyllyam Brussey
 John Elberton.
 Roger Eggecombe
 Wyllyam Chreston
 Jurdan Brugge
 Elias Elforde
 Androw Wattis
 Robart Hamme
 John Scobell
 Richard Rose
 Richard Bomery
 William Wyett

John Leywood
 John Glubbe
 John Horewyl.
 John Cholwyl
 John Gye
 John Beke of Wray
 Thomas Forde
 John Draper
 Thomas Adam.
 William Soped
 John Hyllan
 Wyllyam Gyll
 John Elton
 Robert Bozne
 Robert Heyne
 Henry Humfrey
 Roger Langesforde
 Wyllyam Stephen
 John Tanner
 Henry Haly
 John Harte.

xxiiii. Jurats in the stān-
 ries courte of Tauistocke.

Steuen Toker
 Richard Langesforde
 John Chreston

The Statutes.

That every chosen, swozne and tryed by the assente
 and consent of al the Stanners in the countie afoz-
 sayd, Enact, ordeine, and constitute, that every statute
 of the Stāners afoze this time than made to be boide,
 broken, and of none efecte, and those done a newe to be
 in this courte affirmed as hereafter foloweth.

Ifste be it affirmed and enacted at this presente
 courte, that al maner of ples be pledeable in the
 Tynne court, and al maner of maters, before the

The statutes of the Stannarie.

warden or his deputye or Stewarde for the tyme being, excepte. iii. that is to saye, plee concernyng lande, lyfe, and maine, as it is expessed in our Charter.

¶ And also be it enacted, that no deliuerance nor wythername be deliuered by the warden, vnder warden, or stewarde, to any person or persons for any Tyn, nor for any mater touchinge Tynne or Tynwozkes.

¶ Also be it affirmed and enacted, that it shal be lawfull for euery man to digge tynne in euery place within the countie of Deuonshire, where as Tyn may be founde, and also to cary water to their wozkes, without any let or trouble of any person or persons, accoꝝding to the olde vsage and confirmation of our Charter, and accoꝝdinge to our custome out of tyme that no minde is hath ben vsed. And if any person or persons, let, trouble, or bere any man, to digge Tyn, or to carpe water for the same, contrary to our custome and vsage, if it be found by verdicte of. xii. men at the lawe day. He that so letteth, bereth, or troubleth any suche person or persones, shal fall in the penaltie of. xl. li. as oft as he so letteth, bereth, or troubleth, the one halfe thereof to my Lord Prynce, and the other halfe to him that was so letted, bered, or troubled, and a Fieri facias to be warded as well for my Lord Prynce, as for the party.

¶ Also be it affirmed and enacted, that all Tyn gathered, washed, and made cleane within the iurisdiction of the saide Stannarie, be tynd and made white Tynne, before the feast of Michaelmas, and so brought to the coyname, and there coynd before the same feast, vpon peine of forfaiture of the same tynne to my lord Prynce, and euery person that so coyneith white tynne, shal pay for the coyname of euery. C. of Tyn so coynd. xviij. d. ob. q̄. and also yerely at Myghelmas. viij. d. called white rente.

Also

The statutes of the Stannarie.

¶ Also be it affirmed and enacted, that no action from henceforth shalbe sued nor taken againste any spalyar, for woorkyng in any tynne woork, but agaynst hym or them that claimeth the free holde.

¶ Also be it affirmed and enacted, that if any person or persons being tinner, voluntarily appere befoze any man (except it be befoze the Warden or his deputie, for any matter determinable afoze the said warden) if it be founde by verdite of. xii. men at the lawdaie, that then he to make fine with the warden or his deputie after his or their discrecion. And if it be founde by verdite of. xii. men, at the suite of the partie, then he shal lese. x. li. the one halfe to my lord Prince, and the other halfe to him that wil sue it, and a Fieri facias to be awarded as wel for my lord Prince, as for the partie.

¶ Also be it affirmed and enacted, that from henceforth no tynner sue none other tinner, for any tinne or tinwoorkes, but onely in the tynne court. And also that no tinner sue none other tinner for any other cause (except ple concernyng lande, life, & mayhim) but in the tin court, the courte of Lidford, or els in the courte of w. jom he holdeth, after the custome and maner, vpon peine of a reasonable fyne to be ceassed by the warden or his deputie, if it be found by verdite of. xii. men at the law court. And if it be founde by verdict of. xii. men at the suite of him that was so sued, he shal fal in the penaltie of. x. li. the one halfe to my lord Prince, and the other halfe to him that was so sued, and a Fieri facias, to be awarded as wel for my lord Prince as for the partie.

¶ Also be it affirmed & enacted, that no tinner nor spalyer fet any warrant, nor supersedias of peace againste any tinner or spalyar, but onely with the warden or his deputie: And if it be founde by verdite of. xii. men at a

The statutes of the Stannarie.

laweday, he shall make fine with the warden or his deputie. and if it be founde by verditte of. xii. men, at the suite of the partie, he shall lese. **C. s.** The one halfe to my lord Prince, and the other halfe to him that was so greued, and a *Fieri facias* to be awarded, as wel for my lord Prince, as for the partie.

CAlso be it affirmed and enacted, that if any person or persons enter into any tin worke with force, or so take away any tyn out of any tynne worke, if it be founde by verditte of. xii. men at a lawday for my lord Prince, he shall be committed to Lydford, and there to remayne til he make fine with the warden or his deputie: and if the said entree or takinge away of tynne be founde by verditte of. xii. men, before the warden his deputie, or his steward, at the suite of the partie that is so diseased, or hath his tyn so taken away, he that so entreteth or taketh away any suche tynne, shall fall in the penaltie of xl. li. the one halfe to my lord Prince, & the other halfe to the partie that is soo greued, and a *Fieri facias* to be awarded, as well for my lord Prince as for the party.

CAlso be it affirmed and enacted, that no person ne persons being tinner, shall not be returned in any Jurpe for the king, nor betwene partie in no court of the Stannarie, but onely in the court where he dwelleth.

CAlso be it affirmed and enacted, that if any person or persons geue or promise any tyn worke or parte of any tyn worke that is in variaunce or debate betwene partie and partie to any gentilman or other person, to haue lordship or maintenaunce for the same, the said worke or parte of the saide worke so geuen or promised, shall remayne to the elder owners, and he that so geueth or promiseth, and he that so taketh, if it be found at a law court by verditte of. xii. men, they bothe shall make fine with

The statutes of the Stannarie.

with the warden or his deputie, and if it be founde by verditte of. xii. men at the sute of the partie, in an action of meintaunce, euery of them shall fall in the penaltie of. xx.li. The one halfe to my lord Prince, and the other halfe to him that wil sue, and a *Fieri facias* to be awarded as well for my lord Prince as for the partie.

¶ Also be it affirmed and enacted, that no person or persons make no synder tynne after it is watered, be it alaide with other tyn or not, or make any harde Tynne without it be marked with this letter. H. vpon peyne of forfaiture of the same tynne, the one halfe to my lord Prince, and the other halfe to him that so findeth it.

¶ Also be it enacted that the owners of euery blowing house shall enter their house, mark of his house, at the lawe court nexte after suche a house is made, in the stewards booke, and also euery man that bloweth a coyneth white tynne, shall enter his hot marke in the stewards booke before he coine his tynne, vpon peyne of forfaiture of the same tynne that is so coyned.

¶ Also be it enacted, that no tin be not reteined with no person or persons, by signe, badge, token, liuerey, promise, or otherwise: but such as be manueil seruauntes, and other as the lawe doth permit, but onely with my lord Prince, the warden or his deputie, or with such as my saide lord Prince shall assigne, vpon peyne of forfaiture to euery man for euery moneth so reteined. xl. s. if it be founde by verditte of. xii. men, or otherwise by due examination, or by sufficient prouers had before the said warden or his deputie.

¶ Also be it enacted, that if any marchaunt or other person bie any tyn, and afterward the said tin be found not marchantable, that then if he that bought the saide tyn come to the courte and bring the saide tyn or part ther-

The statutes of the Stannarie.

of and the owners marke, & the house marke not melted nor broken, that then the saide tyn shalbe melted openly in the courte: and if there be any sinder tyn therein or not marchauntable, that then the owner of the sayde tin and he that blue the saide tynne, by the oversight of the warden, his deputie or steward, shall recompence the said marchaunte for his costes and charges, & also to forsayt the same tyn to my lord Prince, and to make fine with the warden or his deputie for the same. And if the said tynne be founde good and marchantable before the saide warden or his deputie, then the said marchant shal fal in the penaltie of a. C. s. halfe to my Lord Prince, and the other halfe to him that is so greued, and a Fieri facias to be awarded vt supra.

Also be it enacted and ordeined, that wher as diuers owners be in one worke parteners, and if any of them will defraude his parteners, and so suffereth the saide worke to be a lay, and by couenant betwene a stranger and him, suffereth the saide stranger to pitche the sayde worke, or els is awarned of the said pitche of the sayde worke, & doth not his partener or partners to ware of the saide pitche, and so defraudeth his parteners, that then he that so defraudeth his partie shal lese his parte of the said work to his felowes, and he that so pitcheth and he that so defraudeth, euery of them shal fal in the penaltie of, xx. li. the one halfe to my lord Prince, and the other halfe to them that were so defrauded, if it be founde by verditte of, xii. men at the suite of the partie, that was so defrauded, and a Fieri facias to be awarded as well for my lord Prince as for the partie.

Also be it enacted and ordeined, that if any spaliers hath the keping of any mans worke, and suffereth the said worke to be alape, by couenaunt betwene him and
a stran-

The statutes of the Stannarie.

a stranger, and causeth the saide stranger to pitche the said woꝝke & so defraudeth him and his parteners that take him the woꝝke to kepe, that the he that so pitcheth shall lese his pitche, and he that so defrauded, & he that so pitched, euey of them shall lese. x. li. the one halfe to my loꝝde Pꝛince, & the other halfe to the partye, if it be founde by verдите of. xii. men, at the suite of the party, and a Fieri factas to be awarded as well foꝝ my Loꝝde Pꝛince as foꝝ the partie.

¶ Also be it affirmed and enacted, that a Nichil shalbe returned as it hath ben vsed, and the baylie be duely examined in the court, that the defendannt may not be attached, and that the said defendannt hath no goodes ne cattell wherby he maye be attached.

¶ Also be it enacted and ordeined, that al bargains and sales hereafter to be made by any person oꝝ persons beynge within the age of. xvi. yerres, to any person oꝝ persons, to be voide and of none effecte.

¶ Also be it enacted & ordeyned, that if any man oꝝ woman die seased of any tynwoꝝkes, their heire oꝝ heires being within the age of. xvi. yerres, that then he oꝝ she that is next of kin, to whom the right of the said woꝝke shal not descēd, oꝝ such as his father oꝝ mother putteth in trust shal haue the rule of the said tynwoꝝkes, and to yelde accompte to the saide heire oꝝ heires, when he oꝝ they commeth to the age of. xvi. yerres, and to haue reasonable foꝝ his costes and charges.

¶ Also be it enacted and ordeined, that from hensfoꝝ the al maner of bargaines and sale made of al tinwoꝝkes, wherof any man is seased of, as in the right of his wif continue no lenger but duringe the couerture, and after the said couerture determined, all suche bargaines and sales to be vtterly voyde and of none effecte, and that it shalbe

The statutes of the Stannarie.

shalbe lawfull to euery such wife oz their heires to enter into the said woꝝkes so holden by their said husebandes without daunger of the penaltie of any statute, and without any sure oz claim further therfore to be made.

¶ And be it also enacted and ordeined, that from hence forth no pitche nor warning made by any person oz persons to any person oz persons beyng within the age of xvi. yerres, of any tynnewoꝝke oz tynwoꝝkes, be in any wise to them prejudiciall, but vtterly to be voide and of none effect, except it be geuen in open court, to his garden in the behalfe of the said enfante, and therupon the said gardē to make defēce lawfull without couin, fraud oz colour, so that the possession of the saide enfante be not lost, nor reuouered in the defaute of the said garden vpon peine of forfayture of. xx. li. if it be founde against the garden, by verdicte of. xii. men, at the suite of the partie, and therupon al suche recouers to be voide and of none effecte.

¶ Also be it enacted and ordeined, that if any person oz persons being Tynners oz Spaliers, refuse to paye oz hereafter refuse to paye any part of such somme oz sommes of money as is oz hereafter shalbe cessed vpon any of theym by the ordinaunce and assent of. iiii. Substantiall Customers of euery of the. iiii. courtes, chosen and appointed by the warden oz his Deputie, for the ceassing of the same, for the confirmation of our charter, and for suche other charges & businesse as hath be done, oz hereafter shalbe done for the wealth of the Stannary, shall fall in the penaltie of a. C. s. if it be founde by verdicte of. xii. men at the lawe day, oz otherwise by sufficiente proues had before the warden oz his Deputie, the one halfe to my lord Prince, and the other halfe to thē that shalbe so assigned by the said warden oz his Deputie for
the

The statutes of the Stannarie.

the leuieng of the said money so ceased, to the vse of the hole body of the stannary, & a Fieri facias to be awarded.

¶ Also be it enacted and ordeined, that no person ne persones make no washe but he warne his parteners that haue bozne the charge with him of the woorkinge of the Tinne, and none other, vpon peine of forfayture of. x. li. the one halfe to my lord Prince, and the other halfe to his parteners that haue bozne the charge with him, if it be founde by verдите of. xii. men, at the suit of the party greued, and a Fierifacias to be awarded as well for my lord Prince as for the partie.

¶ Also be it enacted and ordeined, that if any person or persons beinge leased of any tynwooke, or parte of any wooke nowe at this court holden at Crockerentoz, & so leased, hereafter peasably continue. ii. Highelmas washes without claime made in open court to the same and entred into a booke that shall hereafter remaine in the said courte of recoorde, where as the saide tynwooke lieth in, he or they that so haue continued peasably any suche wooke or wookes, shall haue the saide wooke or parte of the wooke to him and to their heires in fee, according to the custome of the Stannarie. Provided alway that this acte extende not nor be preiudiciall to any woman couert, infant, within the age of. xvi. yere, men out of the realme, and men being in prison, hauing no space nor lybertie to make his clayme, nor to the heires of any lunatike man.

¶ Also be it enacted and ordeined, that if any action of trespass be brought by any tynner for any trespass done in his ground, and then the defendaunt commeth into the court and saith that the place where as the trespass is supposed is his freholde, and praieth to be dismissed for as moche as it is concerning land, that then the steward

The statutes of the Stannarie.

warde shall geue day at the next courte to bzing in his dede, wherby the freholde may appere in him, and then he to be dismissed, and if not, he to make aunswere to the trespass at his peryll.

¶ Also be it enacted and ordeyned, as it hath ben vlsed in tymes paste, that .iii. maner of giftes of tynwozkes to be good, that is to saye, by Testament, letter of Attourney, and hande lyuery.

¶ Also be it ordeyned, where as a man hath dyuers tinwozkes, and will depart from them by hande lyuerye, or otherwise, by letter of attourney, it requireth lyuery to passe in euery wozke.

¶ Also be it enacted and ordeyned, that if any personne or persons sell and delyuer any white Tyn or it be coynded, wherby my lord Prince shall lese his coynage, he shall forsayte the sayde tynne to my lord Prince, and to make fyne for his vnttrue demeanour.

¶ Also be it enacted & ordeyned, that if any man coyne any other mannes tyn in his owne name, the same tyn shall be forsayte to my lord Prince, and he that so coynded it to make fyne for his vnttrue demeanynge.

¶ Also be it enacted and ordeyned, that where as dyuers parteners be in one wozke, it shall be lafull for euery of them to wozke in his owne parte, without any let or daunger to his felowes, and that his felowes to take no tynne at washe, but for as muche as they haue wozought, or as they haue leyde spale for.

¶ Also be it enacted and ordeyned, that if any tynner be wozonged, that then he to complayne to the Steward at the courte, and if they wyll not do hym Justice, but be parcial, then he to complayne to the vnder warden and if he wyll doo hym no Justice, that then he to complayne to the chiefe warden, and if he do no iustice, that then

The statutes of the Stannary.

then he to complaine to my lord Prince's counsaile at his libertie, and if any tynner do contrary to this acte, he shall fall in the penaltie of. xx. li. the one halfe to my lord Prince, and the other halfe to hym that he complayneth vpon, if it be founde by verditte of. xii. men, at a lawe daye.

¶ Also be it enacted and ordeined that if any shireffe eschetour, bayly arrant, or any other person arrest, trouble, or bere any tinner going to his worke, being in his worke, or coming from his worke, as it is expessed in our charter, except it be by the comaundmēt of the warden, his deputie, or steward, that then he shall fall in the penaltie of. xx. li. half to my lord Prince, and the other halfe to him that was so greued, and a fieri facias to be awarded if it be founde by verditte of. xii. men.

¶ Also be it enacted & ordeined, that where as in times paste, al tynners haue ben customefree of all maner of Collage, Toll, Stallage aide, and al other maner of customs, in towne, portes, feres, and marketes, of their owne proper goodes, as it is expessed in our sayd Charter, and that if any customer, controller, mayour baylyfe, waterbaylyfe, steward of franchises, or any other person take any money of any tynner for any of the articles aboue rehersed, except it be the kynges custome, if it be founde by verditte of. xii. men, at the lawe daye, he shall make fyne with the warden, or his deputie, and if it be founde by verditte of. xii. men at the suite of the partie, he shall lese ten pounce, the one halfe to my lord Prince, and the other halfe to hym that was so greued, and a fieri facias to be warded as wel for my lord Prince as for the party.

¶ Also be it enacted that no man being a tynner, at the suite of any man shall not apere nor passe in any assises,

The statutes of the Stannarie.

neither Risi prius against no tinner oz tinner's for woꝝ king oz digginge for tin in any mannes freholde, accordinge to the custome of the Stannarie, vppon peine of forsaſpuration of. xx.li. the one halfe to my lord pꝛince, & the other halfe to the pꝛofite, vse, & behalfe of the Stannary, if it be founde by verдите of. xii. men at the laweday. Also be it enacted, that it shalbe lawefull from henceforth to euery lerned man to pleade in euery of the. iiii. tin courtes, so that they pleade there in englishe, and he that doth the contrary, his ple to be voyde & no moze to be admitted to pleade any ple in any of the said courtes. Also be it ordeined that a Scire facias shalbe awarded vpon euery statute wher the partie is put to his action.

In the highe court of our soueraine lord the kyng, in his duchy of Cornewall, holden at Crockerentoz in the countie aforesaid, before Phillip Chambernon knyght, in the stede of Henry Marques of Exeter, warden of the Tynners vnder our soueraine the king, in the foresaid countie of Deuonshire, the. xxviii. daye of October, in the. xxiii. yere of the raigne of king Henry the. viii.

The names of the. xii. Jurates.

xxiii. Jurats in the stannarie court of Chaggesforde. xxiii. Jurats in the stannarie court of Aylsheberton.

John Southcote
Wylliam Burgrn
John Attywyl
Richard de Manell
Phillip Furse
John Newcombe

John Uele
Wylliam Smyth
Robert Hamlen
John Ferris
Wylliam Wyller
John Horsehame

The names of the Jurates.

Wylliam Roseworthy
 John Shere of Bonhill
 Godfrey Loskey
 Wylliam Knapman
 Wylliam Hore
 John Indecote
 John Gray
 John Roo of Beridon
 Thomas Elberde
 John Maior
 John Bowdō of doccombe
 Thomas Hereys
 John Frenche
 Harry Crole
 John yoldon of midilcote
 Wylliam Benet
 Wylliam Comynge
 John Langworthy

John Lagworthy of boke
 Thomas Whyllp (land
 Rycharde Coppe
 Rycharde Kyng
 Walterus Rowe
 Nicolas Bzende
 John Bethybygge
 John Wydecombe
 Wylliam Baron
 Wylliam Elys
 Thomas Pzedpaur
 John Woyle
 Rycharde Tayler
 John Forforde
 John Maddock of Hufthe
 Thomas Jamlyn
 Elyas Hert
 Wylliam Snobdon

**xxiiii. Jurats in the stān-
 rie court of Plimton.**

Rycharde Chalons
 John Mason
 Rycharde Wyllynge
 John Fote
 Thomas Berman
 Wylliam Brende
 Nicolas Leteltoz
 Nicolas Thorninge
 Baldewine Hele
 John Hutchyn
 Wylliam Clarke
 Harry Caunterell

**xxiiii. Jurats in the stān-
 rie court of Taupstocke.**

Thomas Cole Armiger.
 Robert Cruys
 Henry Langesford.
 John Hert
 John Becwaidon
 Nicolas Lagger
 John Eston
 John Burnesford
 John Chubbe of Hill
 John Atwyl
 John Horwyl of Lidford
 John Scotworthy

The names of the Jurates.

Richard browne de New	Thomas Toudon
Nicolas Compe	Henry Creyke
Thomas Brownison	John Cole
Richarde Abbot of Cadley	Phillip Fote
John Domery of New	John Stephen of Gnathā
John Baron of Heath	Walter Burgh
Ri. fosterd of Cornewode.	Wil. Prior of Marytaup
Willyā Chapel of Chapel.	John Gee of Hozrebrigge
John Hed (legh	Richarde Drak
Thomas Ford of Bixton	Walter Knyghton
Thomas Am	John Hoper of witchurch
Richard Brownson.	Stephyn Tokr.

¶ That certaine Jurates as is aforesaide, the electe, sworn, and tried men, with the assent & consent of all the tynners in the foresaid countie of Deuonshire, haue enacted, affirmed, ordeyned and statute, and by these presentes stablished, that as wel al statutes now of late made as al other statutes here afore time there made & affirmed befoze these statutes dothe at the laste courte, there they adnichilate and set as voyde, other thereafter made to remayne and stande in full strength and effecte as afore more playnely appereth.

¶ Firste be it affirmed and enacted, from henceforth by auctoritie of this present courte, that al Tynners kepe theyr tynworkes as hereafter foloweth, that is to say, perely betwene the feast of saint Peter the aduincula & the feast of saint Michell tharchangel nowe nexte followinge, to renewe or caused their hedweres Syde-bondes waterlettes and tayle of euery tynworke, that now is or hereafter shalbe, and if there be any tinworke or tynworkes, that hereafter be not kepte accordynge to this acte, as is befoze rehersed, it shall be lesfull to every

The statutes of the Stannary.

every man to pytche them as woꝝkes alepe, so that the
pitcher whiche shall fortune to pytche any suche tynne-
woꝝke oꝝ tynwoꝝkes, foꝝ defaute of renuinge of them,
as is aboue sayde, pitch the tynwoꝝke oꝝ tynwoꝝkes
befoꝝe the feast of all saynctes next folowinge after the
sayde feast of sayncte Myghel, and also geue warning
to the owner oꝝ owners of the pitche of the saide tynne-
woꝝke oꝝ tinwoꝝkes, befoꝝe the saide feast of al saintes
in the pꝛesence of. iiii. oꝝ. v. tynners, and at the tyme of
the sayd warnyng, the saide pitcher shall take the saide
owner oꝝ owners that he so warneth of the sayd pitche
of his sayde Tynnewoꝝke oꝝ tynwoꝝkes, by the arme,
shewing to hym with a lowde voyce, that he may here
him, the cause of his pitche, and the daye when he pit-
ched the sayde tinwoꝝke oꝝ tynnewoꝝkes, and also the
sayde pitcher at the nexte Tynne Courte holden where
suche tynnewoꝝke lyethe in, nexte after the sayde war-
nyng geuen to the sayde owner oꝝ owners, at the be-
gynninge of the sayde Courte, shall cause the steward
of the same courte oꝝ his deputie foꝝ the tyme beyng to
enter into his boke that shall remayne in the Courte at
all tymes of recoꝝde the name of his pitche, that is to
wete, his owne name, and all his felowes names na-
med to be pitchers of the sayde tynnewoꝝke, the tynne-
woꝝkes name, the owner oꝝ owners names that he so
warned, and the daye and place when he gaue them su-
che warning, and therupon the saide steward oꝝ his de-
putie foꝝ the tyme beinge in the same courte, and in the
other stannary courtes next folowinge, wherin the said
tynwoꝝke lieth not: when the Steward oꝝ his depu-
tie shall thincke moste people to be pꝛesente, shall make
pꝛoclamation of the sayde pitche, and warnyng of the
saide olde owner oꝝ owners of the sayde tynnewoꝝke
oꝝ tin-

The names of the Jurates.

Richard browne de New	Thomas Toudon
Nicolas Compe	Henry Creyke
Thomas Brownison	John Cole
Richarde Abbot of Cadley	Phillip Fote
John Bomery of New	John Stephin of Gnathā
John Baron of Heath	Walter Burgh
Ri. fosterd of Cornewode.	Wil. Prior of Marytaup
Willm Chapel of Chapel.	John Gee of Horebrigge
John Hed (legh)	Richarde Dzak
Thomas Ford of Bixton	Walter Knyghton
Thomas Am	John Hoper of witchurch
Richard Brownson.	Stephyn Tokr.

¶ That certaine Jurates as is aforesaide, the electe, sworne, and tried men, with the assent & consent of all the tynners in the foresaid countie of Devonshire, haue enacted, affirmed, ordeyned and statute, and by these presentes stablished, that as wel al statutes now of late made as al other statutes here afoze time there made & affirmed befoze these statutes dothe at the laste courte, there they adnichilate and set as voyde, other thereafter made to remayne and stande in full strength and effecte as afoze more playnely appereth.

¶ Firste be it affirmed and enacted, from hencefozth by auctoritie of this present courte, that al Tynners kepe theyr tynwozkes as hereafter foloweth, that is to say, perely betwene the feast of saint Peter the aduincula & the feast of saint Michell tharchangel nowe nexte folowinge, to renewe or caused their hedweres Syde-bondes waterlettes and tayle of euery tynwozke, that now is or hereafter shalbe, and if there be any tinwozke or tynwozkes, that hereafter be not kepte accoꝝdyng to this acte, as is befoze reheresed, it shal be lesfull to euery

The statutes of the Stannary.

euery man to pytche them as woꝝkes aleye, so that the
pitcher whiche shall fortune to pytche any suche tynne-
woꝝke oꝝ tynwoꝝkes, foꝝ defaute of renuinge of them,
as is aboue sayde, pitche the tynwoꝝke oꝝ tynwoꝝkes
befoꝝe the feast of all saynctes next folowinge after the
sayde feast of sayncte Myghel, and also geue warning
to the owner oꝝ owners of the pitche of the saide tynne-
woꝝke oꝝ tinwoꝝkes, befoꝝe the saide feast of al saintes
in the pꝛesence of. iiii. oꝝ. v. tynners, and at the tyme of
the sayd warnyng, the saide pitcher shall take the saide
owner oꝝ owners that he so warneth of the sayd pitche
of his sayde Tynnewoꝝke oꝝ tynwoꝝkes, by the arme,
shewinge to hym with a lowde voyce, that he may here
him, the cause of his pitche, and the daye when he pit-
ched the sayde tinwoꝝke oꝝ tynnewoꝝkes, and also the
sayde pitcher at the nexte Tynne Courte holden where
suche tynnewoꝝke lyethe in, nexte after the sayde war-
nyng geuen to the sayde owner oꝝ owners, at the be-
gynninge of the sayde Courte, shall cause the st. warde
of the same courte oꝝ his deputie foꝝ the tyme beyng to
enter into his booke that shall remayne in the Courte at
all tymes of recoꝝde the name of his pitche, that is to
wete, his owne name, and all his felowes names na-
med to be pitchers of the sayde tynnewoꝝke, the tynne-
woꝝkes name, the owner oꝝ owners names that he so
warned, and the daye and place when he gaue them su-
che warning, and therupon the saide steward oꝝ his de-
putie foꝝ the time beinge in the same courte, and in the
other stannary courtes next folowinge, wherin the said
tynwoꝝke lieth not: when the Stewarde oꝝ his depu-
tie shall thincke moste people to be pꝛesente, shall make
proclamation of the sayde pitche, and warnyng of the
saide olde owner oꝝ owners of the sayde tynnewoꝝke
oꝝ tin-

The statutes of the Stannarie.

oz tynwozkes, oz els the saide pitche to be boide and of none effecte, taking of the said pitche for his labour.

viii. d. and then after the last proclamation of the sayde iiij. Courtes, the said owner oz owners of the said tynwozke oz tynwozkes shal haue lybertie by the space of iii. monthes, to proue his oz their said tinwozke oz tinwozkes to be truely kept, according to this acte, at the saide tynwozkes head, that the said owner oz owners, oz one of their parteners within the saide. iii. monthes set one lefull daye to the saide pitche, when the said owner oz owners oz ther keper wil proue his oz their said tinwozke oz tynwozkes, and at that day so appoynted by the saide owner oz owners, the sayde pitcher shal giue attendaunce at the saide tinwozke, from the sonne rysing tyll the going downe of the sonne, to here when the saide owner oz owners, oz kept accordinge to this acte, and if the saide owner oz owners of the saide tynwozke oz tynwozkes noz their keper do not proue his oz their saide tynwozke kepte accordinge to this acte, within the said thre monthes, and at the day by him oz them to the pitcher so appoynted (if the saide pitcher be there redy to here their proue) as is aboue sayde, that then the saide pitcher to haue the said tinwozke to him and to his heyres for euer, accordinge to the custome of the Stannarie.

¶ And it is further enacted & ordeyned, that if the said pitcher at the saide daye appoynted by the saide owner oz owners, to proue their said tinwozke oz tinwozkes do worne oz let the saide owner oz owners oz their keper to proue their saide tinwozke oz tinwozkes, oz absent him selfe, and will not here their proue as is aboue specyfied, that then the said owner oz owners shal com to the next tincourt holden, where their tinnewozke so pitched

The statutes of the Stannarie.

pitched lieth in and enter their surmise of the letting of
their pꝛoue, against the said pitcher, wherupon a scire
facias shalbe awarded against the saide pitcher to ap-
pere at the next court, and at the nexte court oꝛ at suche
court when the scire facias shalbe returned, sued by the
baylife of the same court, oꝛ by any other person by the
steward auctorised foꝛ the same, that if the said pitcher
noꝛ no person foꝛ him do not appere, that then the sayde
owner oꝛ owners oꝛ their keper, at the court shalbe ad-
mitted to pꝛoue theyꝛ sayde tynwoꝛke oꝛ tinwoꝛkes in
the courte, and the saide pitcher shal lose his pitche and
foꝛfayte. xx. li. The one halfe thereof to our soueraygne
loꝛde the kyng, hauing no pꝛince, & when god shal send
vs a pꝛince to the loꝛd pꝛince, and the other halfe to the
said owner oꝛ owners, and pꝛocesse foꝛ the leueng ther-
of to be awarded as it hath ben vsed vpon other penal-
ties, & if the saide pitcher do appere vpon the surynge of
the said scire facias, then the sayde pitcher shal haue a
day ouer to make aunswere to the saide owner oꝛ ow-
ners to their byll of surmise tyll the next court, if he wil
pꝛaue the same, and at which courte if the saide pitcher
can nothing say, but he pitched the said tynwoꝛke of the
sayde owner oꝛ owners, and gaue them oꝛ any of them
warnynge accordyng, whiche matter will appere of re-
corde in the Stewardes booke, as is aboue specyfied,
wherupon the saide owner oꝛ owners set hym a daye of
pꝛoue, as is aboue specyfied, that then if the said owner
oꝛ owners byynge into the courte oꝛ the next court folo-
wynge. iiii. oꝛ. v. tymers, pꝛouing sufficiently that the
sayde owner oꝛ owners oꝛ their keper were at the daye
by them assigned to the saide pitcher at the tynwoꝛkes
head, redy to pꝛoue their sayd tynwoꝛke lesfully kepte,
accoꝛdyng to this statute, & that the sayde pytcher war-
ned him

The statutes of the Stannarie.

ned him or them, or absent him selfe to the said owner or owners or their keeper could not proue their said tinworke or tynworkes, then the said owner or owners, or the keeper shall be admitted to proue their saide tinworke or tinworkes in the same court by the steward, or his deputie for the time being, without delaye, and there to recover their worke, and the said pitcher shall fall in the penaltie of. x. li. the halfe thereof to our soueraigne lord the kynge, hauinge no prince, and when god shall sende vs a Prince, then to the lord Prince, and the other halfe to the sayde owner or owners, and processe for the leuynge thereof to be awarded as it hath ben vsed vpon other penalties.

¶ Provided that if the said pitcher dolefully proue by iiii. or. v. Tynners before the Stewarde or his deputie at the sayde court, that he shall haue daye ouer to emparal, that at the day of proue apointed by the same owner or owners, that he gaue attendaunce to the hedweare of the sayd tinworke that he pitched, supposinge to be the hedweare of the same tinworke that he pitched and the said owner or owners or their keeper come to a nother hedweare, whiche pertaineth to the same tynworke that the said pitcher pitched, and gaue warning of that, that then the olde owner or owners or their keeper shall proue their said tinworke or tinworkes in the tincourt or at the nexte court there holden, and thereby the sayde pitcher to lose no penaltie but only his pitche, and the sayde owner owners to recover but onely the tynworke or tynworkes.

¶ Prouyded also that after such pitchyng and warning geuen of any tynworke or tynworkes by any person or persons, that if the sayde pitcher be not known by the partie that warned of a pitche, or els he a voyde the countrey,

The statutes of the Stannary.

trep, so that the saide owner oz owners of the said tynwozke oz tynwozkes can not come by hym, to set hym a daye of prose of his saide tynwozke oz tynwozkes by hym soo pitched, that then the sayde owner oz owners shal enter oz cause to be entred in the said tyncourt with in the saide. iii. monethes next after the laste proclamation of the sayde courtes, that wpll proue theyr sayde tynworke oz tynwozkes at a certayne daye by the owner oz owners to be lymitted within the saide. iii. monethes, that they oz theyr keper at their said wozkes hed and thereupon at the same courte, and at the. iii. other stannarie courtes, where as the sayde tynwozke lyethe not, then nexte folowinge the Stewarde shal cause the bayliffe to make open proclamation of the day that the saide owner oz owners wpll proue their said tynwozke oz tinwozkes at their tynwozkes head, at whiche day if the saide pitcher come not at their said tinwozkes hed to haue their proue as is aboue saide, he shal lose hys pitche, and the said owner oz owners shal recouer ther saide tinwozke oz tynwozkes, and the sayde pitcher to fall in the penaltie of. x. li. the one halfe therof as is aboue specified, & for the same proclamations to be made the sayd owner oz owners shal geue the steward. viii. d.

¶ And also be it affirmed & enacted, that the acte made at Crockerentozre aforesaide, the. xxiii. daye of September, in the second yere of the raigne of our soueraine lord kyng Henry the. viii. of and for the keepng of all tinwozkes within the said stannarie, and euery thynge conteyned in the same acte, be from henceforthe utterly boide and of none effecte.

¶ Also that where out of time (that no mynd is) it hath ben used within all the stannarie of Devonshyre, that euery person woeking in any stremewozkes shuld kepe

D ii

their

The statutes of the Stannarie.

their grauel, robell, and sand, vnder the sword of grasse and by force of the water to conuey it to the great riuer because it shuld hurt no mannes pasture noz quier any tynworke. And nowe it is supposed by certaine inhabitants of the haven towne of Dertmouth and Plym mouth within the saide countie, that the said robell, grauell, and sandes, decendeth by reason of the great fludges to the saide haven towne, wherby in continuance it shulde greatly hurte and quier the said hauens, whiche god forbide. wherfore be it enacted and ordeyned, by auctoritie of this present courte, that euery person or personnes that hereafter shall worke in any stremeworke, or cause any stremeworke to be wrought, that they and euery of them conueye and cary or cause to be conueied and caried, the grauell, robell, sandes, in oldeatches, tippettes, miry places, or other conuenient places, from the said great riuers, so that the saide grauel robell and sandes, be not conueyed to the sayde hauens of Dertmouth and Plymmouth, or any of them hereafter shalbe decayed or hurted vpon peine of such fyne and fines, as hereafter shalbe by the lord warden or his deputie, sessed or set vpon euery person or persons, for euery default so offendyng contrary to the prouision of this statute, to the vse of our soueraigne lord the king. &c. if any such defaute be found by verdicte of. xii. men at the laweday, at any of the said.iiii. Stannarie courtes.

¶ Provided alway that no person or persons conuey or byrnye their grauell, robell, or sandes into any hatchestyes, or waterlettes of any tynworke, while the sayde tynworke is in workyng, and if any person or persons do, the partie greued shall haue lyke remedy by actyon as it hath ben hertofore euer vsed for the same offences this acte notwithstandinge.

Also

The statutes of the Stannary.

Also be it enacted and affirmed, that euery person or persons, that hereafter shall worke in any hatche workes, nygh the riuer of Dert, Camer, or any other gret riuer, that descendeth to the said hauens of Dertmouth and Plimmouth or any of them shall turne or cause to be tourned their lake waters into their hatches that they haue wrought, and thereon conuey their grauel, robell, and sandes from the great ryuer, soo that it be not conueyed to the saide hauens, or any of theim, wherby the sayd hauens or any of them hereafter, shalbe decayed or hurted, vpon like peyne as is next aboue specified.

Also that where at the great court holden at Crocke rentore the. xliii. daye of September, the. ii. yere of the raigne of our said soueraigne lord kyng Henry the viii. that it was enacted and ordeined, that if any person or persons being warned of the pitche of any tynneworke or tynworkes, and did not proue their said tinworke or tynworkes, within. iiii. monethes next followinge, and after that, if the said owner or owners did sue, here, or trouble the said pitcher after the saide. iiii. monthes, or enter into the said tinworke, shulde fall in the penaltie of. xx. li. if it were founde by verditte of. xii. men at the suite of the partie, by force of whiche statute many and diuers subtil persons haue craftly pitched diuers tynworkes, & haue geuen crafty warnings of their pitche to the owners of the said tinworkes, which warning the saide owners haue not perceiued nor hard, and sometime the said owner or owners haue continued dayly working in the saide tinworkes, at the tyme of the saide warninge, and soo tyll after the saide. iiii. monthes expired and sometimes the saide pitches after they haue geuen suche warnynge of the pitche of their sayde tinworke to the saide owner or owners haue absent the

The statutes of the Stannarie.

selfe, so that the said owner or owners coulde not mete with them to set a day to prou: their saide tinwozkes, within the saide. iiii. monethes, acco:dyng to an other statute therof made and prouided, so after the saide. iiii. monethes were expired, the said owner or owners had no remedy to sue the said pitcher for their lesfull remedy but they shuld fal in the penaltie aboue specified, wherby the said owners haue lost many of their tinwozkes, and also forfayted the said penalties in the same statute aboue specified, to their vtter vndoinge.

¶ Wherefore be it enacted & ordeyned by vertue of this great court, that the said act made in the. ii. yere of our souerain lord the king, & euery thing in the same act cōteyned be from henceforth vtterly void & of none effect.

¶ Also be it affirmed & enacted, that from henceforth no bailiffes of the Stannarie shall take of any person or persons, that hereafter shalbe arrested vpon any nichil, or for suertie of peace, aboue. vi. d. and that the keeper of Rydforde nor his deputie shal take of any person or persons that hereafter shalbe arrested vpon a nichil, or for suertie of peace any fees vnles the parties so arested be brought to the pryson of Rydford, & that the keeper shal take of euery suche prisoner for his fees but. ii. s. vi. d. & for his meat and drinke acco:ding to the olde custom heretofore vsed, vpon peine of. xx. s. for euery time that the saide keeper or baliffe doth contrary to this statute, if it be founde at the lawday in any of the said. iiii. stannary courtes, the one halfe to our soueraigne lord the king, and the other halfe to the partie greued.

¶ Also be it affirmed & enacted, that no bayliffe ne bayliffes bryng no person ne persons to the pryson of Rydforde that hereafter shalbe arrested by a nichil, except it be vpon an execucion of a condempnacion: if the person

The statutes of the Stannarie.

oz persons that so shalbe arrested, fynde oz bring to the said bailiffe oz bailiffes sure & sufficient suerties to answer the partie plaintife at the next court after the said arrest, vpon peine of .xx. s. for every tyme so offendynge the one half therof to our soueraigne lord the king, and the other halfe to the partie greued if it be found by ver- dite of .xii. mē at a lawday in any of the .iiii. Stanna- rie courtes .

¶ Also be it affirmed & enacted, that the steward oz his Deputie for the time being, shal take for the crowning of any person, not aboue .ii. s. & the bailie for his retorne of the iury for the same, not aboue .vi. d. vpo peine of every suche default .xx. s. the one halfe. &c.

¶ Also be it affirmed and enacted, that no person ne per- sons from henseforth be admytted to any essoyne vpon any issue to be tried after .xii. men haue appered, & that it shalbe lesul to the partie playntife oz plaintiffes vpo every issue to be tried after the iury returned, one tyme to be assopned, accozding to our olde custome, & in lyke wise the defendante oz defendantes, so the saide essoyne be layde befoze .xii. men haue appered. &c.

¶ Also be it affirmed and enacted, that every Tinner oz Tynners within the sayde stannarie shal make oz cause to be made befoze the saide feast of saincte Michell the archaungell next commynge theyr hedweares and tai- les, like a brode hoked arrowe in all drye tynwozkes, and halfe hokes in all tynnewozkes adioyninge to any Ryuer, vppon peine of a resonable fyne to be ceassed by the lord warden oz his deputie, if it be founde by ver- dite of .xii. men at a lawe daye in any of the sayde .iiii. Stannarie courtes.

Finis secundi libri.

In

The statutes of the Stannarie.



In the highe court of our soueraigne lord the kynge in his Duchery of Coznewal, holden at Crockerentozre, in the countie aforesayde befoze Phillipp Champernon Knight, in the stede of Henry Marques of Excester, wardē of the tynners vnder our soueraigne the king in the foresaid countie of Deuonshyre, the. xxv. daye of September, the xxv. yere of the raigne of kinge Henry the. viii.

The names of the Jurates.

xxiiii. Jurats in the stān-
rie court of Chaggosozde.

John Batishyll

Wylliam Roseworzthy

John Newecombe

Wylliam Hore

Godfrey Loskey

Wylliam Rugge

John Shyre

John Endecote

Thomas Albert

John Frey of Manaton

John Parre of Heanocke

William boyse

John frenche (tithil

John Lāgworzthy of Hat-

John Rowe of Berydon

Thomas Caselegh

John Copshe

Richarde Abraham

John windpate of Grendō

Alexander Drayton

James Benet

Simon Tauerner

Rycharde Crote

John Glansylde

xxiiii. Jurats in the stān-
rie court of Aisheberton

Thomas Wyedyaux

Wylliam Cowarde

John Bery senioz

John Ueal

John Wopse

Robert Hamlyn

Richarde Taploz

John Maddok of blakeal

Thomas Hamlyn

John Dolbeare

Ri. langworzthy of lesewel

John Horzham

Jo. lāgworzthy of Buklād

Wylliam Smith

Jo. widecombe of bukelād

Wylliam Bouicombe,

John Stiddeston

Thomas Wodde

Richard

The names of the Jurates.

Thomas Phillipp
 Richarde Duoylthe
 William Leer
 John Dybell
 Hary Waty
 Robert Hantworthy
 xxiii. Jurats in the stana-
 rie court of Blinton.
 Richarde Chalons
 Nicolas Thorney
 John Mason
 Thomas Forde
 John Luscombe
 Walter Stondon
 John Fote
 Rycharde Abbot
 Wyllyam Chapell
 Water Elforde
 John Browne
 John Hed of Shitstoz
 John Hedde
 Edmond Lange
 John Meyeow
 Andzew Walker
 Wyllyam Towlen
 John Stert
 Hary Canterell
 Wyllyam Martyn
 Thomas Brounsdon

John Bacer
 Roger Bond
 Wyllyam Bendz
 xxiii. Jurats in the stana-
 rie court of Tauistocke
 Roger Langysforde
 John Cole of Peterstaup
 Richarde Darke
 John Atwyl
 John Stutworthy
 Hary Crees
 Water Bozrowe
 John Redeclyffe
 John Wyllyams
 John Brounsdon
 John Mattes
 John Gie of Hozebeg
 Rafe Elton
 Roger Bagge
 Roger Gyll
 John Ratcoke
 Water Langisford
 Water knyngton
 Marten Edward
 John Hopar
 John Godyng seni.
 Water Gladfylde
 Wyllyam Bryoz
 Thomas Stondon.

That certaine Jurates, as is aforesayde, the electe
 swozne and tried men with the assent & consent of al the
 Tymeris in the foresaide countie of Devonshyre, haue
 enacted

The statutes of the Stannarie.

enacted, affirmed, ordeyned & statute, and by these presentes stablished that as well all statutes now of late made, as al other statutes hereafore time there made & affirmed befoze these statutes dothe at the laste courte there they adnichplate and set as vord, other there after made to remayne and stande in full strength & effect as moze playnely appereth.

W Here befoze this time diuerse & many Tynners in the said countie of Deuonshire haue geuen away all their tinwozkes, some of them to their childze and some of them to other persons of their kin and frendes, & some of theym haue suffered recouers to be had against them to that intent they wold be fro hensefozth reputed & taken as no tanners, by meane wherof they haue by that couin and crafte, discharged them selfe as wel of their apparance in the stannarie courtes, as also of al other contributions and charges which by reason of the said tinwozkes ought to support and beare with other tanners, accozdyng to the olde custome of the said stannarie: and yet that not withstanding the said geuers and other persons against whosuch recouers were had of the said tinwozkes, haue all times after such giffes and recouers had and made taken therof the issues and pofites to their owne vse.

W herfoze be it affirmed and enacted from hensefozth, by auctoritie of this present courte, that as well al such person or persons that befoze this or now be seased or that hereafter shall be seased of and in any tinwozke or parte of any tinwozke, be it of a state in fee symple, fee-taile, or for terme of lyfe or lyues, that haue made or hereafter shal make any gyft or lease of all his or their whole tinwozke or tinwozkes to any of their said chyl dren, or to any other person or persones to his or theyr vse

The statutes of the Stannarie.

use, or haue or hereafter shal suffer any suche recovery
to their use, or to the use of the said geuers hereafter do
of the said tinwozke or tinwozkes, or of any part of the
take any issues and profits or any other annuel rent &
profite, by any such colour to his own use, fro hensforth
to be reputed & taken for tinner, as though no suche
gift, recovery, or lease had be made, and to beare their
contributiōs & charges amongst other tinner of the
said stannarie, according to the olde custome of the same
& if any surmise or complaint be made to the lord war-
den of the said stannary for the time being or to his de-
putie or steward of the same stannary other knowledge
be had or ministred to the officers of any such person or
persōs that so doth take the issues & profits of any such
tinwozke or tinwozkes or part thereof, or thereof hath
the use, and denieth him to be takē & reputed as a tinner
that then the said lord wardē, his deputie, or steward
of the said stannarie courts, shal haue auctoritie to ward
a pzecept of scire facias against the partie, vpon whom
any such surmise, cōplaynte or other knowledge shalbe
had or made, cōmaunding him by the same to appere at
the next tincourt, wherin the partie then shal dwell, be-
fore the lord wardē, his deputie or steward, then to be
holden, at which day if he do appere in the one tincourt,
the trothe thereof to be tried by the other, or other of the
said person or persons that shalbe called in by the saide
scire facias, whether he or they so called do take the is-
sues and profits of the same tinnewozke or tinwozkes
or any other person or personnes to his or their use, or
of any parte of them, or elles that any other persone or
personnes do thereof stande and be seased to his or their
use, and if the saide partie after he is returned warned,
do make defaute, that then his or theyr defaute in the
same Courte to be recozded, and after that, the same

The statutes of the Stannary.

same partie or parties shalbe still accepted & taken for a tinner or tanners, till any such person or persons will of his or their owne freewyll come into the said court & discharge them selfe by his or their othes, in fourme aforesaid, and if any person from henceforth after any suche othe made, do againe accepte and take any issues & pofytes of any such tynwozke or tinwozkes, then vpon due information, pofe, or knowledge had to the sayde officers in fourme afoze said, in any court of the Stannarie, within the iurisdiction wherof any such tinwozkes lye or shal be, that they or any of them dothe or soo shal take any issues & pofite, that like processe be estone made againste the saide parties and like order and othe to be had in fourme afoze saide.

Prouided alwaies that if it happen any suche tinner or tanners, whiche hath or will geue away his or their said tinwozke or tinwozkes, & saith or deposeth that he or they taketh no pofite to his or their owne vse, nor that any other person or persons standeth seased to his or their vse, and be & will be reputed and taken as noo tinner nor tanners, as befoze is inencyoned that then it shalbe leful to al other tanners to sue & be at lybertie against any such person or persons that so denieth to be a tinner or tanners, in fourm afozesaid, in any other place out of the. iiii. Stannarie courtes, vnto such time that al suche person or persons which so denieth to be tinner or tanners, in fourme afozesaid, happen to be a tinner againe, and also enter his or their name or names into the stewardes rolles or boke of recozde in the same stannarie court where as any such person then shal happen to dwell, and at the same tin court to cause the steward or his deputie for the time beinge to proclayme him or them as a tinner or tanners againe, any suche custome or statute

The statutes of the Stannarie.

or statute made, vnto, or provided to the contrary in any wyse, not withstandinge.

¶ Also be it affirmed and enacted, that no person ne persons from henceforth take away any tyn gathered in any tinwozke, where so euer it be founde from the owner or owners or other occupiers of the saide tinwozke or tinwozkes, which haue borne or hereafter shal beare the costes & charge for the gatheringe and wozkinge of the same, but the said person or persons so claiming the said tin or tynwozke, may lefully cause the saide owner or owners, or occupier or occupiers to be attached by the said tin so gathered, where so euer it be founde vpon a plainte by the saide claime to be affirmed againste the said person or persons that so hath gathered the said tin in the same Stannarie court, wherein the said tinwozke or tinwozkes, & the same tin so to be gathered liethe or shal lye, and therupon the said owner or owners or other occupier or occupiers of the same tinwozke or tynwozkes; that be so attached by their said tin, shal finde sufficient suerties to the bailife or his deputie, by whō the saide attachement shalbe so made, or by his deputie or any other, by the steward of the same court being lymitted where as the said tin is gathered, accordinge to the lawe and custome of the said Stannarie, to answer the said claimer at the next tin court holden, nexte after the saide attachement so had and made, within the whiche courte where as the said tinwozke or tinwozkes so in variaunce lieth or shal lye, and after the said suertie founde, the said tinner so attached to be deliuered to the said person or persons so attached. And if any person or persons from henceforth with force or otherwise take away any tin so gathered, & hath borne no charges for the wozking therof, as is aboue recited, that then the

The statutes of the Stannarie.

saide person or persons so taking away the said tynne after due p[ro]fession of the partie or parties soo offendinge before the sayd lord[de] warden, his deputie or Steward, he or they so offendynge shall be comytted to the p[ri]son of Lydford, and there to remayne tyll he make fine with the lord[de] warden or his deputie or stewart, and the sayde takinge awaye of any suche tynne be founde, as before is exp[re]ssed by verdite of .xii. men at any lawe courte there holden after, at the suite or complaynte of the partie greued, then he that so taketh awaye any suche tynne shal fal in the penaltie of. xl. li. the halfe ther of to our soueraigne lord[de] the kynge or P[ri]nce, when it shall please god to send vs a P[ri]nce, and the other to the partie so greued, and for execution therof a p[re]cepte of a fierie facias to be awarded, as well for our soueraigne lord[de] the kynge or the P[ri]nce, as for the partie complainante and greued. ¶ P[ro]vided alwaies that if there be from hensforth any action comenced against any person or persons by vertue of this p[re]sent act and statute, that then the defendant or defendantes to haue one court day ouer to imparle, to make his or their answer. And if the saide defendant and defendantes wyl pitche to haue it, and there at the nexte courte after to make him or them answer at his or their perill without delaye.

¶ Also be it affirmed and enacted, that if any person or persons be taken by his body at the suite of any partie, vppon any plainte or plaintes commenced in any of the said. iiii. stannarie courts, and the said partie at whose suite he or they whiche shall be so taken and imprisoned at Lydford, be afterward none suite in his or their said action or actions, that then the said partie or parties so beinge nonsutie in his or their sayde action or actions, shall

The statutes of the Stannary.

Shall yelde and paye suche costes and damages to the saide person or persons so taken and imprysoned as shal be adiudged and demed by the lord warden, his deputie or steward for the time beinge, and a fieri facias to be awarded for the leuyeng of the same, to the vse of the party so to be imprysoned vpon a pzecept of retorne made by the baylife at the day of retorne of the same, that the partie so beinge nonsuted had no goodes ne cattel wher of he might or shall make execution by the said fieri facias, as that then a pzecepte of a capias to be awarded by the courte to attache the body of the saide person soo beyng nonsued, and the day of retorne, where if the same partie by the saide Capias be broughte into the courte, or other wise in pzoپر person do appere, then he to pay the sayde costes and damages, or elles to be commyt- ted to the prison of Wyndesore, there to remayne tyll he or they haue payde it.

Also be it affirmed and enacted, that if any person or persons from hensforth take away any blacke tyn, or tinstones out of any tyne worke or any other place by night or by day, without he or they which taketh away any such tin or tinstones, do the owner or owners or his or their parteners, or his or their workemanne whiche haue bozne the charges of the working of the same, being owners of the same tinworke to knowledg therof, which haue bozne the costes and charges for the working of the same tin with him or them, or their spaliers of the same tinworke, which hereafter shall worke and gather the same tin, that then he or they so offending, if it may be duly proued befoze the lord warden his deputie or steward for the time being, by examinatio in open court, or by way of actio tried & condemned, or by presēt mente and verдите of. xii. men at the lawe courte of the
stannarie

The statutes of the Stannarie.

Stannarie, wherein the said tinwoꝝke lieth, that then the said offender oꝝ offenders by the saide loꝝde warden his deputie, oꝝ steward to be comitted to the pꝛyson of Lydfoꝝde: vnlesse he oꝝ they so offending can finde sufficient suerties to paye oꝝ recompence the partie oꝝ parties greued foꝝ his oꝝ theire Tin so taken awaye, & also to make fine with the loꝝde warden his deputie oꝝ Steward, foꝝ his oꝝ their vntrue demeanoure and offence wherof the one halfe shalbe to our soueraigne loꝝde the kyng oꝝ pꝛince, & the other halfe to the vse of the whole body of the Stannarie beinge Tinner.

Also be it affirmed and enacted from hencefoꝝth that if any person oꝝ persons do make any vnlesfull labour to any enquest swoꝝne in any of the. iiii. Stannarie courttes, oꝝ do manasse oꝝ thꝛeten them oꝝ any of the to passe with the one partie oꝝ the other, oꝝ promise the any money oꝝ other rewarde, to geue their verdite, that then the said person oꝝ persons so makinge the saide vnlesfull labour, oꝝ manasing oꝝ thꝛetening the saide enquest, oꝝ promising them any money oꝝ reward vnlesfully foꝝ geuinge of their said verdite of. xii. men at the lawday by the great enquest, oꝝ by verdite of. xii. men at the suite of the partie greued, that then the said embracers oꝝ offenders so offendyng, shalbe committed to the pꝛyson of Lydfoꝝde, there to remayne vnto suche time that he oꝝ they so offending contrary to the pꝛouysion of this statute, haue made fine foꝝ the same with the loꝝde wardē oꝝ his deputie, oꝝ steward foꝝ the time beyng, and besides that, if it be found by verdite of. xii. men at the suite of the partie greued, by accion of the same imbracery & vnlesfull labour, and that pꝛocesse of a capias foꝝ his body, oꝝ a fieri facias foꝝ his goodes to be awarded, at the election of the partie that shalbe so greued, as well
foꝝ

The statutes of the Stannarie.

for satisfaction of the kynge or Prince as for satisfacti-
on of the same partie greued.

¶ Provided alwaies that al such persons as be oꝛ here after shalbe parties to any action sued by the oꝛ any of them, oꝛ against them oꝛ any of them in any of the sayde stannarie courtes, wherupon the said parties be oꝛ shal be at issue, and all such other persons as then haue any interest, right, oꝛ title to the thing in demaunde oꝛ variance, oꝛ their lesul solicitours may well and lesully labour the saide inquestes to appere & to geue their ver dite accoꝛdinge to suche euidence as shal be geuen vnto them, accoꝛding to their conscience & not otherwise.

¶ Also be it affirmed and enacted, that where as diuers persons being owners and parteners, or hereafter shal be owners & parteners, which be nowe leased or hereafter shalbe leased ioyntly together, of and in any tinne worke or tinworkes, and if the whole title of the same tinworke or tinworkes be or shalbe in variaunce, & if any of the said owners and partners from henceforth do refuse to supporte and beare such maner of charges and expenses in the lawe, with his or their parteners of the same tinworke so in variaunce according to their portion and partes, as they & euery of them haue or hereafter shal haue in the same tinworke or tinworkes of for and about the suite and trial of the title of the same tinworke or tinworkes so being in variaunce, or hereafter shalbe in variaunce, if he or they be required thereto by his partener or parteners of the same tinne worke, that then he or they that so wyl refuse to beare and pay his or their parte or partes, accordinge to his or their portion or portions of the same tinworke indifferently charged to receiue or take any p[ro]fyte of his or their part or partes of the same worke so bringe in variaunce vnto

The statutes of the Stannarie.

such time he or they haue payde him or their said costes and charges for the harme to him or their said fellowe now being or hereafter shalbe owner or owners, partner or partners with him or them of the same Tinwozk or tinwozkes, which is or shalbe in variaunce, according to the olde custome of the Stannarie.

Also be it affirmed & enacted, that if any personne or persons beinge now peaceably seased of and in any tynwozke or parte of any tynwozke in the countie of Devonshire at this present great court holden at Crockentozre, and so continued to Highelmag coynage peaceably seased without clayme or title made in open court, by any person or persons to the same, & entred in a booke or roll that shal hereafter be apointed & remaine in the said court of recorde, within the iurisdiction of whiche court the said tinwozk is or lieth, he or they that so haue continued peaceably their possessiō in any such tinwozk or tinwozkes, shal haue the saide tinwozke or part of the tinwozkes to them and to their heyres in fee for euer, according to the custome of the stannarie.

Provided alwayes that this acte extende not nor be preiudiciall to any woman count infant within the age of. xvi. yeres, any personne beinge out of the realme, or beinge in prison or being lunatike or out of his mynde, so that any of the said persōs, that is to say, that women couert, after the deceasse of their husbād, within y space of. ii. yeres, & their heires & the said persōs so imprysoned within the space of. ii. yeres after they be at theyr libertie of their said imprisōment, and the said persons beinge out of this realme, and hauing no knowledge of this act within like space of. ii. yeres, or lacking knowledge thereof, within the space of one yere after his or their cōming into Englande, or any of the heyres of the saide person or persons, after tytle to him or them geue
by the

The statutes of the Stannarie.

by the death of his or their auncetours within one yere then next following, if any of the said persons before excepted dye within the said two yeres do make their claime by action in any of the saide stannary courtes, wher as any of the saide tynwozkes lye.

Also for as much by occasion of euidence geuen by corrupte and vntreue witnesse to inquestes swozne within the.iiii. stannarie courtes betwene partie & partie, vntreue verdites haue be geuen to the great hurt and pzeiudice of many tinneres, wherfoze be it enacted & affirmed that from hensefozth if any person or persons geue any false euidence, and commit periurie in his euidence geuen in any of the sayd stannarie courte to enquest or enquestes swozne betwene partie & partie, & if he or they that shal geue any such false euidence and commit prriurie, be found culpable and giltie by verdite of. xii. men at a law court in the same stannary court where as the same false euidence and periurie shalbe committed, that then he or they that so shal offende shalbe committed to the pryson of Lidford, there to remaine vnto such time that he or they can fynd sufficient suerties to make fyne with the lorde warden his deputie or steward for the tyme, to the vse of our soueraigne lorde the kynge, hauing no pynce, and when it shal please god to sende vs a Prynce to the lorde Prynce.

Also be it affirmed & enacted that al statutes & actes made at this great pzeient court before this time, & not adnulled to stand in their full grength and force, & that a fieri facias shalbe awarded aswell vpon euery of the said statutes now standing in their force, as also vpo all suche statutes & actes as now be made at this pzeiente great court or parliament holden and kepte at Crockerentozre aforesaid. Finis. f. ii

The confirmation of the Charter in Engliſhe with
the Statutes made in the ſyrth yere of the
raygne of kinge Edwarde the. vi.

¶ Here ſoloweth the confirmation of the Charter par-
teynning to al the Tinnerſ within the countie of Deuon
ſhire with their ſtatutes alſo made at Crockrentozre,
by the whole aſſent and conſent of all the ſayde tinnerſ,
in the yere of the raigne of our ſoueraigne lord kyng
Henry the. viii. the. ii. yere.

HENRY by the grace of god kinge of Englande and
Fraunce, lord of Irelande, To all and ſinguler
to whō theſe preſentes letters ſhall come greting.
We vnderſtand by the letters patentes of the late ſoue-
raigne lord Edwarde the fourth kyng of Englande a
Confirmation made by theſe wordes.

¶ Edwarde by the grace of god king of Englande and
Fraunce, lord of Ireland, To all to whom theſe preſen-
tes ſhall come greting. We vnderſtand by theſe letters
patentes of the ſoueraigne lord Edwarde the. iii. late
king of England our progenitour made in theſe wordes
¶ Edwarde by the grace of god kyng of Englande and
Fraunce, and lord of Ireland, To al to whom theſe pre-
ſent letters ſhall come gretyng. We vnderſtand by our
letter late cauſed to be made vnder oure ſeale at our re-
tourneyng into Englande by theſe wordes.

¶ Edwarde by the grace of god kyng of England lord
of Irelande, and Duke of Aquitaine, To all Archeby-
ſhops, biſhoppes, abbots, priours, Earles, Barons,
Juſtices, Sherreffes, gouernours, and miniſters, and to
all bayliſſes and other hiſ faithfull greting. We vnder-
ſtande by a wrytinge confirmed whiche lord Edwarde
late kyng of England our father cauſed to be made to
the tinworkeſ of the county of Deuon. in theſe wordes.

Edward

The confirmation.

Edward by the grace of god kyng of Englande and fraunce, lord of Ireland, and Duke of Aquitaine, To all archbishops, bishops, abbottes, priours, earles, Barons, Justices, shireffes, gouvernours, ministers, & to all bailiues and other his faithful gretinge. We vnderstande by wytyng which the lord Edward of noble memozy sōtime king of Englād our father made to the tinworkes of the countie of deuōshire in these wordes.

Edward by the grace of god king of Englande lord of Irelande, and Duke of Aquitaine. To all Archebysshops, bishops, abbottes, priours, earles, barons, iustices, gouvernours, ministers, and to all bayliffes and other his faythfull gretynge.

BE it knowen for the amendment of our tinniners within the countie of Deuone. and for the quietnes & profite of the workemen thereof, to graunt for vs and our heyres, that all the miners afoze saide labouringe in these mynes whiche be of oure dominion or patronage, so longe as there worke in those mynes, that they be free and quite from all pleges quarellinge touching our courte or any of our heires, in what maner soo euer it be, so that they shall not be bounde to apere before any Justice or minister of oures or of our heyres, for any plee or quarell commenced within the saide worke of tinnage, but onely before the warden of our mynes aforesaid for the time beinge, excepte it be in plea of land, lyfe, and lym, nor they shall not departe from their workes by any sommon of any officer of oures or of our successors, but onely by the arrest of our said warden: and also that they be quite & free from Tallages, Stallages, with customes & such charges what so euer they be, within towne, port, fere

The confir matton.

oz market within the saide countie, of any goodes they haue. Also we graunt vnto the said miners for the digginge of tyn and for the synding therof, that they maye breake any grounde within any parte of our open land, moore, oz waste, oz of any other mannes, who so euer it be, within the countie aforesaid. Also that they may change the course of waters and waters standinge, for the furtherance of their workes, when and as oft as it shalbe nede. Also to bye busshement for the meltinge of the tin, according to the olde custome, without impedymēt eyther of vs oz of any of our successours, oz yet of bishops, abbottes, priours, earles, barōs oz any other who so euer they be. And that our foresaid warden oz his vicegerent do kepe & haue befoze him al pleges that shall arise oz may be entred betwixte any of the said miners amongst them selues oz any other with them, he to haue full power to geue iudgement, & decise the matter according to auncient custome, and if it chaunce any of the minours so to offend, that for the said offence our wardē haue arested him & apoint him to prisō, we will that he be in prison in Lydford & none other place, vntil he be discharged by proces of the lawe of our Realme. And if it happē any of the miners aforesaid for any fact cōmitted within the said cōutie, not apperteyning to the said miners, and putteth him selfe to the enquerie of the cōutrey: we wil that the one halfe of the quest of inquiry be of the cōpany of the miners, and the other half not of thē but of foreners in that worke: & if any fact committed to wching his oz their mine worke, that thē querie be made wholly after the custōe in the miners, & if it happē any of the said miners to be fugitive oz els outlawed, oz haue don such offence, for the which he shal lose oz forsaire his cattel, the said cattel to be praised by the said warden and our crowner within the said countrey, and so

of the Charter.

and so by him the partie or parties brought forth to answer vs or our heires before the iustices apoynted for the said count next assises following. Moreover we wil & straightly comaund that al miners of tin aswel whit as blacke, where so euer it be finde or wrought within the said countie be weyed at Tauestocke, Ayschbertō, or Chagforde, by our weightes ordeined & sealed for that purpose, vnder the forfayture of the said tyn, & that all the tin be copned or receiue copning in the foresaid townes yerely before our said warden, & before the feast of saint Michell in September in the markette place. And we graunt for vs & for our heires, that al tin copners which hath so lawfully weied ther tin may sel the same to whō so euer it shal chaunce after copnage with other customes due & vsual in the said townes for vs & our successours, if we mid not to bie the said tin our selves. Wherfore we will and comaund for vs & for our heires, that our miners aforesaid haue and intoye all thier liberties and fre customes prescribed, and this to haue without any let or impediment of vs our heires, or any officer vnder vs, what so euer they be, these being witnesses of our will. W. bishop Couentre and Litchefeld S. bishop of Salisbury, J. bishop of Kerlel, Henry Lacy Earle of Lincole, Ralfe of mount Hermoz, Earle of Glocester, Humfrey of Behem Earle of Essex Adome deualētia, Hughe Spēsar, Jo. Hastings and other, Dated by our hande at Westminster the. x. of Aprill, the. xxiii. yere of our raigne. We graunte & confirme for vs & for our eyres so much as in our power is, that all these confessions and liberties be ratified and hadde fre as our foresaide charter reasonable witnesseth these honorable being presēt record, W. bishop of yorke primate of Englād, W. bishop of worceter our chaunceler, Gilbert clare. earle of Glocest. & Hardford, J. Warren Earle

of the Charter.

Earle of Surrey, Robart Clifforde pagan tybot, Ro.
Pagare Senescallo, husher of our household with other
dated by our hand at Yozke, the. xiiii. day of August in
the. iiii. yere of our raigne.

We by the same do ratifie these grauntes for vs & for
our heyres as much as our auctoritie wyl vnto the said
miners confirmed as our Charter reasonable bereth re
corde. Therfore we willing to shewe the moze fauoure
vnto the said miners, do graunte for vs and our heyres
that the same miners so longe as they be vnder labour
in the mynes, be quitte free and clerely discharged from
all tallages, tases, contributions and other such pay
mentes in their goodes within the countie afoze sayde,
wytnesses W. Archebischop of yozke, primate of Eng
land, J. bihop of Ely our chaunceler, H. bihop of Lin
colne our treasurer, the Earle of Norfolke & marshal of
Englande, our vncl, Jo. Warrenna Earle of Surrey
and the wake, Jo. Bays vscher of our household, with
other. dated by our hande at Stanhope, the. vi. of Au
guste, the fyrst yere of our raigne.

We by the tenour of our charter vnder our seale whi
che we now we vse, and hauinge willed by these present to
be enlarged. In witnesse whereof we caused this letter
patentes to be made my selfe, bearing witnes at Lang
ley, the. xvii. yere of our raigne of England, and of our
raigne of Fraunce the. iiii. yere. We do allowe and ap
proue the said letters patentes, and ratifie all thynges
in them confirmed, for vs for our heyres, to the behofe
of the said miners, as our letters afozesaide, sufficient
ly witnes, and for further confirmation we caused this
letters patents to be made, witnessing my selfe at west
minster the. xvii. day of Nouember, in the fyrste yere
of our raigne. When & where we confirmed, allowed,
and

The confirmation.

and ratified al thinges in the said letters compysed by
our whole power and auctoritie for vs and for our hei-
res, in frendship of our labourers in the mynes a-
foresaide, as our charter and letters patentes
doo recorde, and for certaintie thereof we
haue caused these oure letters to be
made, witnessinge my selfe at
westminster the. xii.

Daye of februa-
ry, in
the third yere of our
raigne.



The statutes of the Stannarie.

Londini,

Anno a Salutifero virginis partu.

M. D. LII.



Euon Magna Curia Domini regis Ducatus sui
Cornub. tenta apud Crockerentorre in comit
Deuon predicto corā Iohē Charles armigero
locū tenente Iohānis Comitīs Bedford custod. Stannarij
dicti domini Regis in predicto comit Deuon, vicesimo
sexto die Martij. Anno regni Edvvardi sexti, dei gratia
Angliæ, Francie, et Hibernie Regis, fidei defensoris ac
in terra Ecclesie Anglicane & Hibernice supremi capitīs
Sexto.

G

The

The names of the Jurates.

xxiiii Jurats of the stānariē court of Chaggosford.

George Burgin
 Richarde Wauerell
 William Knapman senioz
 John Newcombe
 John Dyncent
 William Knapman Juni.
 Harry Wyll.
 Robart Forforde
 Augustus Roseworzthy
 John Wauerel alias boisei
 John Estbroke alias Chyl-
 John Martyn (ston
 Nicolas Cleyff
 Richard Loskey
 Andrew Smardon
 John Periman
 William Treud
 John Smyth
 John Westcote
 William Aylshē
 John Balle
 John Copshe
 Galfridus Christopher
 Pancaratus Shere

xxiiii. Jurats of the stānariē court of Blimpton.

Phillipp Haboton
 Walter Elforde
 John Luscombe
 John Aduent

xxiiii. Jurats of the stānariē court of Aylsheberton.

Wylliam Burgyn
 Richarde Langworzthy
 Christofer Marrin
 Thomas hamlyn
 Richarde Tayler
 John Forforde
 John Stydson
 John Horsham
 John Widedcombe
 John Debyll
 John Seyger
 Laurence Withecombe
 William Hole
 Thomas Bickesforde
 James Maddicke
 Edward Hanworzthy
 Walter Stephen
 Peter Kyngē
 Thomas Berg
 Richard Hamlyn
 William Wotton alias Byle
 Quirinus Rowge
 William yollamie
 Rycharde Maye

xxiiii. Jurats of the stānariē court of Tauistocke.

Henry Langsforde
 John Furlong of tamertō
 John Badge
 William Burges

John

The names of the Jurates.

Thomas Forde	John Tucker
Walter Rowe	Randall Eston
John Morthe	Robert Ebbisworth
Phillipp Forde	John Peterfelde
Wylliam Hengston	Thomas Alwyl
Mighell Edgecombe	Roger Gyll
Hughe Crocker	Henry wylley
William Stiddeston	Richard Lansford de
Frauncis Chappell	Wylliam Geye (bzattō
John Rosedewe	John brouerdson de surton
Richarde Brokyn Juni.	John Fotte Junioz
Richarde Holberton	John Talbot de walkham
John wyndeal	John Hanworthp. (ton
John Foster	John hozewill de lidford
Rycharde Abbot	John Sleman
John Baker de Torre	John Row de cholewill
Henry Hanger	John Wattes de Beare
John Elford	John Richard
Richard Brokyn senioz	Nicolas Lugger Junioz
Robert wynston	John Fot senioz de buclād.

Q Vi quidē iurati sic ut preferē electi iurati & triati ex assensu & consensu omniū Stannatorū in pre dicto comit Deuon, enactant affirmāt ordināt statuunt & per presentes stabiliunt quod tam omnia statuta nunc de nouo facta, quā omnia alia statuta ante hec tempora ibidem facta et affirmata, preter illa statuta que nunc in ista curia & in alijs curijs ibidem antea tētis adnihilantur & euacuātur, omnino imposterū permaneant in vigoribus suis et effectis ut plenius inferius patebit.

The statutes of the Stannarie.



Here muche harde and euill Tynne hath ben heretofore sundry tymes made coynded with in the Stannarie of Deuon without the letter H. set vpon the same, notwithstanding the statute therof prouided not onely to the great flaunder of the Stannarie, but also to the great losse and hinderaunce of marchauntes and other personnes that haue boughte and occupied the same, whiche is manifestlye knowen to rise and growe by crafty & subtil blowinge of sinder tin with Pite and Colom without the which kinde of blowing of sinder tyn, no harde oz euill tinne can be made, noz the owners therof myght haue of suche sinder but littell oz no fruite of aduauntage.

¶ For redresse and refozation whereof be it affirmed enacted and ordeyned, at this presente courte, that all tynne hereafter blowen, oz to be blowen, vpon the flote after the customable course and maner of blowynge of blacke Tyn being not mixte with harde tin, be alwaie reputed and taken to all intendmentes for good & pure tin. And that all tinne hereafter blowen oz to be blowen, with a pite oz a shorte flote, after the customable course and maner of blowing of sinder ti, whether it be mixt with other tyn oz not, be alwaie reputed & taken to al intendmentes for hard tyn, and that the letter H. be set vpon the same befoze it be coynded, vpon paine of forsaiture of the same to the lord Prince, and in defaute of a prince to our soueraigne lord the kyng, if it be found by verдите of. iij. men at a laweday. And further if it happen hereafter any such harde tynne to be coynded befoze the letter H. be set vpon the same, and so put to sale, oz worse mettall to be couered and hid within the same harde tyn, other then the kind oz nature of the same shal cast and beare in him selfe, oz worse mettall then good tyn to

The statutes of the Stannarie.

tyn to be couered and hyd by falshed and deceipte with in any other pece of tyn hauing not the letter H. and soo coigned and put to sale, then if vpon complaynte of the buier therof it be founde by verdite of. xii. men at a law daye, and proued by the viewe and melting of the same tynne, oz part therof in open courte, being brought before the great inquest, then & there swozne for the kyng with all the markes of the same vpon one pece not melted nor broken, within the iurisdiction of whiche court the same tynne was made, that then the firste owner oz owners of the same tyn shall not onely forsayte the value of the same tyn to the lord pynce, for the tyme beinge, & for lacke of a pynce then to our soueraine lord the king, but also shall forsaite for euery such false pece of tyn. x. li. the one halfe therof to the lord pynce, & the other halfe to suche person oz persons being the buier oz buiers of the same as shall complayne oz make suite at a laweday for the same, be it by byll, information, oz otherwise, & a fieri facias to be awarded for the same, as vpon other penall statutes. And also the blower oz blowers of the same tyn to be sette openlye in the pillorie in a market daye oz a lawedaye, by the space of fyre houres for his oz their vnttrue demeanour, in attempting any thinge contrary to this acte. And if the sayde blower oz blowers do after that againe likewise offed contrary to this act: that then the said blower oz blowers to incurre such punishment as shal seme to the lord warden oz his deputie most mete oz conueniente. And vpon cōplainte made by the marchaunte oz buier of any pece of tyn, to be hard tin, & the same afterwardeg in open court, & in the presence of the gret enquest melted, & proued good, then the said marchaunt oz buier shal forsaite for euery such pece found good. x. li. The one moi

The statutes of the Stannary.

tie therof to the lord pynce, and for lacke of a pynce to the kinges maiestie, and the other moztie to hym that doth sue for it, & proces therof to be made as aforesaid.

¶ Also be it affirmed & enacted, that if any marchaunt or other persone hereafter buie any tyn, and after that the said tin be founde to be falsely made, contrary to the said acte, and that notwithstanding the marchaunt or buier & the first owner of the same by priuy contractes, paymentes, or otherwise betwene the conceale the vntrue making therof, wherby condigne punishment can not be done & ministred to such offendours, according to the said statute, if it be founde by verдите of. xii. men, at a lawday: that then they bothe shall fall euery of them in the penaltie of. x. poundes for euery pece of tin so concealed, the one halfe therof to our soueraigne lord the king, and to the lord pynce, when god shall send vs a pynce, and the other halfe to him that wyll complayne or sue for the same, by bil information or otherwise.

¶ Also be it affirmed and enacted that the acte made at Crockerentozre the. xxiiii. daye of September, in the second yere of the famous kyng, king Henry the eyght of for and concerning synder tyn and hard tyn. And also that the act made at Crockerentozre aforesaid, the same xxiiii. of September, the yere aboue wozitten, of for & concernynge tyn not marchauntable, euery of the saide two actes, and all thing and thinges in euery of theym conteyned be from hensforth vtterlye voyde and of no force nor strengthe.

¶ Also be it affirmed and enacted, that no person or persons shall sel or put to sale any maner of white tyn made & cast in llabbes bloges or shoces befoze it be coigned, vpon paine of forfayture of the saide tyn, in maner and fourme aboue sayde, any acte heretofore made to the contrary

The statutes of the Stannarie.

trary not withstanding, and both the seller and the buyer to forfeite every of the. xl. s. for every slabbe cloge and shocke so bought & solde, if it be founde by verdicte of. xii. men of a lawdaye. The one halfe thereof to the lord pryncce, when god shal sende vs a pryncce, & for lack of a pryncce then to our soueraigne lord the king, in manner and fourme as is aforesaid: and the other halfe to the partie that will sue or make complaint for the same by byll, information, or other wise. ¶ Item where it hath ben heretofore of late dayes vsed in every of the. iiii. Stannary courtes, after issue ioynd in any action or suite betwene partie & partie, that the plaintife shal nominate. xii. of the iurours whom he list, and the defendant other. xii. to try that issue, wherby pooze men be not onely oppressed by riche, but also the officers can not do iustice, accordinge to righte and equitie, by reason of the saide euill vsage.

¶ Wherfore be it affirmed and enacted that from hence forth the vpon every Venire facias awarded after issue ioynd in any of the sayd Stannarie courtes, that the bayliffe of the courte for the time beinge, or the foster of the quarter, if the bayliffe be chalenged by his othe, then & there in open court taken, shal immediately retorne & nominate to the stwarde. xiiii. honest and indifferente tynners, accordinge to the tenour and effect of his wryt or precept taken of the playntife, for every retorne for his fee so made. iii. s. iiii. d. and no more, which. xiiii. persons so returned, the bayliffe of the courte or foster, that so make the retorne, shal sommon and warne to appere at the next tyn court there to be holden, at whiche court, if any of the iurours do make default beinge warned, then he to forfeite to our soueraigne lord the king and to the lord pryncce, when god shal send vs a Pryncce
xii. d.

The statutes of the Stannary.

xii. d. issues. And at the same court if a full iury do not apere, or els after apparaunce of a full iury by challenge of any of the parties the iury is like to remaine vntakē for default of iurours: that then the lord warden his deputie or steward of the court for the time being, vpon request made by the partie plaintife, or by the defendante in the default of the plaintife shal haue auctozite by vertue of this act, to comaunde the baylife or the foster as aforesaid of the stannarie court for the time being, by his othe, then & there to be taken, to retorne name & apoint as often as nede shal require, so many of such other habble & indifferent tinnerg then being present in the sayde stannarie court, as shal make vp a full iury, whiche persons so to be named & impaneled by such bailife or foster shalbe added to the former panel, & their names annexed to the same. And the lord wardē his deputie or steward of the court for the time being, shal & may procede to the triall of euery such issue, with those persons that were befoze impanelled, & with those newly added to the said former panel, by vertue of this act, in such wise as they might or ought to haue done, if al the iurours had ben empanelled vpon the Venire facias awarded to trie the said issue. And that euery suche triall had after the making of this act shalbe as good and effectuell to al intentes constructions & purposes, as if suche tryall had ben had and tried by. xii. of the iurours empaneled and returned vpon the Venire facias awarded to try suche issue. And in case such persons as the sayd baylyffe or foster shal name & appoint, as is aforesaid, or any of them, after they shalbe called be present & do not apere, or after his or their apparaūce don wilfully withdrabo him or thē selues frō the presence of the court, that then the lord warden his deputie or steward, for the tyme
bringe

The statutes of the Stannarie.

beinge Hall and may set. C.iii.s.iiii.d. fine vpon euery
such iurour makynge default, or wilfully withdrazwing
him self as is aforesaid, the said fine to be leauied in such
maner and forme by the bailife of the Stannarie courte
as other amerciamentes of the saide courte haue been
heretofore leuied: and so the issue shalbe tried at the same
court without further delay, and euery of the .xii. men
that be swozne shal haue .xii.d. a peece of the parties for
and towarde his iourney for that daies labour, y same
money to be leuied and parted openly in the face of the
courte to the iurours, immediatly when they haue geue
their verdict, or befoze their verdict, if the matter or actiō
shalbe otherwise ended, or els for default of paiment of
the same money to be comitted to Lidforde, there to re-
mayne vntil he hath paied the iurours their said money
and if the bailif of the said court or foster, as aforesaid do
not geue warning to the .xxiii. that hath first returned,
and to euery of them then he to paie his or their issues,
that so make default beyng not warned. And that by
vertue of this acte, it shalbe lawfull for both plaintiff and
defendāt to take their chalēge to the array & to the pol-
les aswel of them that be first returned, as of them that
be so named, added and annexed, to the former panell, by
the said Baylif or foster, and that from henceforth, af-
ter issue ioyned, the plaintiff, nor the defendand, shall cast
no essoine, any acte heretofore made, or custome in the
Stannary, vsed to the contrarie notwithstanding.

¶ Provided alway, and be it affirmed and enacted, that
if it happen the bailife and the array to be chalenged by
any of the parties, and there vpon the array be quashed
that then the bailif to repay vnto the plaintiff, the sūme
of .iii.s.iiii.d. whiche he befoze receiued for the making
of the retorne of the said iurie, as is aforesaide, and that

The statutes of the Stannary.

at the same courte there be a Venire facias, directed to the Foster of the same quarter, to make returne for the said matter, as aforesaid, at the next courte then following, & then to procede there in, as befoze. Also be it affirmed & enacted that if any person or persons at any time hereafter make any unlawful labour to any bailif of the Stannary courte, or Foster: for or concernyng any retorne by him to be made and impaneled betwene partie and party, or geue or promise him or any other person or persons to his vse & behoufe, any maner of gift rewarde or porcion of money for the same, or to be lefte out of any returne hereafter to be made in the Stannary court, or geue or promise any maner of gift, rewarde, or porcion of money to any man that by the Baylife or Foster shall be retourned in any iurie, whether it be befoze the makyng of the said retorne or after, for to haue frendship or fauour in his or their mattier, other then suche porcion of money as to the is limited for their labour at this present courte, or if any person or persons at any time hereafter comit any wilful periurie, or procure any wilfull periurie to be committed in any of the.iiii. Stannarie courtes: that then he y^e so labourerth the said baylife or foster or so geueth or promisseth, as afoze is said: and the bailif foster, or iurour, that so taketh any suche gift, rewarde, promise, or porcion of money, and he that so comitteth or procureth wilful periurie, as is aforesaid, euery of them so offending, if it be founde by verdit of .xii. men at a law courte shalbe committed to the prison of Lidford, their to remaine till suche time as he or they can finde sufficient suerties to make fine with the Lorde warden, his deputie or steward, to the vse of our soueraigne lord y^e king hauing no prince, & to the lorde prince when God shall send vs a prince. And besides that if it be founde by ver-

dict

The statutes of the Stannarie.

Dicit of twelue men at the sute of the partie greued, that then euery of them so offendynge shall fall in the penaltie of. xx.li. the one halfe therof to our soueraigne lord the king or prince when god shall send vs a prince, & the other to the partie griued, and a fieri facias for his or their goodes, or a capias for his or their bodie to be awarded as wel for satisfaction of our saide soueraigne lord the king or prince, as for the partie griued.

¶ Also be it affirmed and enacted, that where sundry tinwozkes & sundry partes of tinwozkes within the stannarie of Deuon. hereafter be named or cōteined vpon one letter of attourney if liuery passe in one of the saide tinne woꝝkes or part of the same tinwoꝝkes, it shal frō hence forth endure and be a good sure & sufficient liuerie for all the residue named or to be named or cōteined in the same letter of attourney, in as large & ample maner as though the liuery had passed in euery one of the said Tinwoꝝkes or in euery part so named or to be named or cōteined, so that the very owner of the saide parte and partes at the time of the said liuerie, any acte heretofore made to the contrary notwithstanding. And that where any person is or shalbe seased of diuerse & sundry tinwoꝝkes or partes of tinwoꝝkes, and wil depart from them al by letter of attourney, if rehearsal be made vpon the letter of attourney of name of one or certaine of his said woꝝkes, & the rest by generall woꝝdes of al his tinwoꝝkes, or partes of tinwoꝝkes in the countie of Deuonshire, it shalbe as good sure and effectuell in the lawe, to all intentes constructions & purposes, as though speciall resital of euery tinwoꝝk or part of euery such tinwoꝝk had ben made vpon the same. And that likewise on liuery made of and in any part or parcell of the same, to be as good, sufficient, and effectuell in the lawe for the whole, as though

The statutes of the Stannary.

liuerie had passed severally in every parte & parcel thereof as above is said. And that al gyftes and bequestes of fundry tinworke or tinworkes, be it by general wordes as is aforesaid, or otherwise by testamēt hereafter made or to be made to any person or persons, although the executoure or executores of the same testamente refuse to proue the same be alwaies good, sure, sufficient & available in the lawe, according to the said testamente: any statute, lawe, or custome heretofore had or made to the contrary notwithstanding. ¶ Also be it affirmed & enacted, that no Demurzer in the law upon any cause action or Demaund, fro henseforth be allowed or adimitted in any of the. iiii. stannarie courtes in the countie of Devon. ¶ Also be it affirmed & enacted, that no person or persons from henseforth comence any action in any of the. iiii. stannarie courtes, except it be for the entring into any tynworke or tynworkes, but onely within such court, within the iurisdiction of which court the partie playntife or plaintifes and defendant or defendauntes, or one of the shall inhabite & dwell at the tyme of the commencement of the same action upon peine to forfeite and paye to the partie defendaut or defendauntes. x. s. of lawfull monney of England for every such action comenced or to be comenced, if the partie defendante or defendantes at his or their apperaunce, wyll Demaunde & sue for the same, and execution to be awarded for the same, accordinge to the lawes and customes of the stannarie, and the plaintiffes to lose his or their said action or actions, any law or custome heretofore used to the contrary notwithstanding. ¶ Also where before this tyme diuerse fagyned actions haue ben prosecuted in the stannarie courtes, wherunto the defendantes haue ben forced to appere, and iorneye the same to a countrey, and the sayde actions so ioynd to a countrey

The statutes of the Stannarie.

countrey, the plaintiffes haue suffered the same to be and depend in the courtes, not continued of a longe space, vntyl suche tyme as the said plaintife hath watched his aduantage, or the absence of the said defendaunt and then proceeded in the same, in the defaulte of the said defendar, not being warned therof, contrary to all right, equitie & good conscience. **¶** Wherfoze be it affirmed and enacted that if any person or persons from hencefoorth shal commence any maner of action in any of the. iiii. stannarye courtes, wherunto the defendaunt appereth, and dothe toyne vnto a countrey, if the said plaintife suffer the said matter so pleaded to a countrey to remayne, and do not procede & set fothe his suite within. iiii. courtes next following: that then his said action vtterly to be vord and discotinuued, as though it had neuer ben befoze pleaded. **¶** Also be it affirmed and enacted, that in al actions commenced in any of the. iiii. Stannary courtes, wherupō the damages is not declared aboue the somme of v. li. except it be in an action of trespass, for entring into any tinwozke or tinwozkes, & the partie defendaunt wyll put the same to the triall of the countrey, then there shalbe at the next court then folowing. iiii. honest indifferente tynners returned appointed and taken vp in the face of the courte, by the bailiffe for the tyme being, by an othe openly in the said court to him to be ministred to trie the sayd issue, and there to be charged vpon an othe by the steward, for the triall of the same matter, and to geue verdict therin, and asseffe damages & costes, according to the order of the lawes of the stannarie, wherupon al principall chalenges are to be allowed, and other to be returned, as afoze in their stede, by the bayliffe. And if he be chalenged, then by the steward for the tyme bringe, and the steward to haue for his precept to the bailiffe. iiii. d.

The statutes of the Stannarie.

and the bayliffe for his retourne. iiii. d. ¶ Also for as moche as many pitches of sondre tynwozkes haue ben heretofore entred into the courte rolles or bookes of recozde, not withstanding that many of the haue ben some time laufully proued by their old owners or the keepers according to the statute therof prouyded, yet alway the same pitches remaine in the said bookes, as matter of recozde and no recozde of wryting to the contrary, whiche in processe of tyme may be a great occasion of much controuersie & strife. ¶ Be it therfore affirmed and enacted that if there be any tynwozke or tynwozkes hereafter pight by any person or persons as a wozk alay, and the owner or owners or keeper of euery suche tinnewozke so pight, do proue the same wozk kept according to the statute therof made & prouided, or y the pitcher of any wozk pitched do release his said pitche, that then the said owner or owners, or their keepers, or one of them shal cause the stewart for the time beinge, within syxe monethes next after the day of the entring of the said pitche, to entre the saide proue or release into his boke directly nexte vnder the place of entry of the said pitch of the said wozk so proued or released, wherby it maye there lyke wise appere & remayne as matter of recozde: so that it be approued sufficiently befoze the stewart in open courte, by ii. or. iii. witnesses swozne for the same, or by confessiō of the pitcher, or els the saide proue & release to be voyde and the said pitche to be good and auaylable, and the stewart in the day of entring therof, to proclaim the proue or release in open court, & to haue for his labour in that behalfe. iiii. d. & no more. And that it shalbe lauful for euery such principal pitcher to release euery such pitche to the old owner or owners, within. iii. monethes next after the day of the last proclamation of the said pitch, &
not

The statutes of the Stannarie.

not after, & at any place as wel by word as by writing.
¶ Also be it affirmed & enacted, that if any person or persons hereafter shalbe attached by his goodes or cattals by vertue of any attachement directed oute of any of the foure Stannary courtes, and therupon do finde suerties and do not appere at the next court after suerties so found that the it shalbe lausful to the bayliffe of the same court where such attachement shalbe made, to retorne the same person or persons so attached to a nichill. Any act or custome hertofore used in the stannary to the contrarie notwithstanding. For as much as it is most requisite that the fees of al maner of proces, and the pleadinge of actions within the stannarie courtes, ought to be apparate to all suters there, wherof they haue tofore ben in great ambiguitie & doubt, some payinge more and some lesse.
¶ Wherfore be it affirmed and enacted by thauctozity of this present courte, that the stewart or his deputie for the time being, shall haue fro henceforth for every attachement sued out. vi. d. and not aboue. And for every capias for the body. vi. d. & not aboue, for every scire facias to call in proues or witnessis, wherin is but one name vi. d. & not aboue. For every warrant of the peace supersedias and recognisance of the peace, every of the. vi. d. And if there be any more names in a Scire facias, for calling of proues, or warrant of the peace, supersedias, or recognisance, the the suer therof to pay for every name vi. d. for every deliuerance but. vi. d. for every Scire facias vpon the statute of lettynge of prose. ii. s. that is to say. vi. d. for the scire facias, howe many names so euer they be, and. xviii. d. for the byl of the same statute to be made by the stewart for euery scire facias, vpon all other penal statutes. xviii. d. that is. vi. d. for every scire facias, howe many names so euer there be, and. xl. d.
for

The statutes of the Stannarie.

for the byll of the same statute, for every execution. vi. d.
And for al other proces but. vi. d. for the declaration of
any maner of action laide into the court. iiii. d. in proper
person, and by attourney, the partie not beinge presente
v. d. and for taking of a day to impleade being in proper
person. ii. d. And if there be moze defendantes in the said
actio bring absent, to pay attorney peny for every of the
defendautes being absēt, & for the answer of any defen-
dāt or defendātes being ioyntly pleaded, & in proper per-
son. iiii. d. and by attourney the partie not present. v. d.
The replication & the reioynder laide into the courte in
proper person or by attourney, every of them. iiii. d. for
entringe of every condēpnation and iudgement, every of
them. iiii. d. for every deposition wozitten. iiii. d. For eve-
ry intergatozy ministred in the court in wozitinge. iiii. d.
For entring of every surmise vpon the statute of lettynge
of pzooves. vi. d. for the lawe gage of every defendante
vi. d. For the essoine of every playnt not pleded. i. d. for p
continuance of every plainte not pleded. i. d. for the
continuance of every action pleded. ii. d. For every re-
cognisaunce entring. viii. d. for the copy of the byl of sur-
mise. xvi. d. For the copy of every byll vpon any other
statute. xii. d. For the copy of a declaration of trespas vp-
pon the case. viii. d. For the copy of al other pleas. iiii. d.
and not aboue, for any of the matters befoze mencioned.

Imprinted at London by VVilliam Seres, dwelling
at the vvest ende of Paules church at the
signe of the Hedgehogge.

Anno post Christum natum, 1562.

Mense Maij.

Cum priuilegio ad imprimendum solum.

